

1815

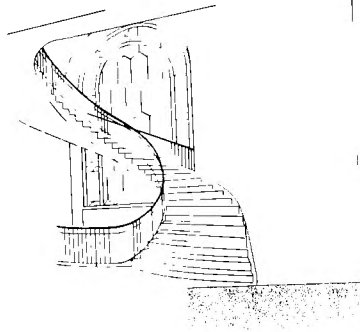


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JOURNAL
OF THE
SENATE

OF THE
State of Georgia,

**AT AN ANNUAL SESSION OF THE GENERAL ASSEMBLY, BEGUN AND HELD
AT MILLEDGEVILLE, THE SEAT OF GOVERNMENT,
IN NOVEMBER AND DECEMBER**

1845.

MILLEDGEVILLE:
S. & F. GRANTLAND—STATE PRINTERS.

STATE OF GEORGIA.—Statement of receipts into, and payments from the Treasury, of the amount of bonds, notes

Remaining in the Treasury on the 6th November, 1814, as per statement submitted to the Legislature,
 Received in paper medium between the 6th November, 1814, and 31st October, 1815, on account of grants and to
 Add to the Bonds and Notes, and to B. Franklin's receipt, the amounts received on account of the interest thereon

Add this amount to the bonds for fractions in Baldwin and Wilkinson counties, L. C. and deduct it from the notes
 rented out—the same having been heretofore erroneously carried to the credit of the former instead of the latter :

Deduct from the Bonds and Notes, the amounts received on account thereof as per the annexed statement of the

Deduct these amounts from the Bonds and Notes, and add the same to Bedney Franklin's receipt,

Deduct from B. Franklin's receipt the amount received on his account as per the annexed statement of the receipt
 In the Treasury 31st October, 1815,

Dr.

1814.	{	For balance remaining in the Treasury this day, as per statement submitted to the Legislature,	
Nov. 6.			
1815.	{	For amounts received between the 6th November, 1814, and this day inclusive, and carried to the credit	
Oct. 31.			
		the following acc'ts, viz.—State stock,	
		General tax 1808,	8 315
		Do. 1810,	1303
		Do. 1811,	1603
		Do. 1812,	6587
		Do. 1813,	23580
		Do. 1814,	36906
		Direct tax, 1813,	11193
		Do. 1814,	14005
		Vendue tax,	
		Notes for rent of 20 acre lots on the Milledgeville Common,	
		Bonds for lots in Milledgeville,	
		Bonds for fractions and square lots sold in 1811,	
		Notes for fractions rented out,	
		Bonds for fractions in Baldwin and Wilkinson counties, late cession,	
		Bedney Franklin, Solicitor General Ocmulgee district,	
		Dividend on stock in the Augusta Bank,	3500
		Do. Planters' do.	5500
		Fund raised by tax on Pedlars,	
		Fund raised by fees on grants for land in Baldwin and Wilkinson counties, late cession,	
		Fund raised by fees on grants for land in Wilkinson, Baldwin and Wayne counties,	
		Fund raised by fees on grants for reverted lots in Wilkinson, Baldwin and Wayne counties,	
		Fund raised by fees on grants for reverted lots in Baldwin and Wilkinson counties, late cession,	

1815. }
 Oct. 31. } For Balance in the Treasury this day and bro't down,

in Cash, between the 6th of November, 1814, and the 31st of October, 1815, inclusive—and of the
in the Treasury on the 31st of October, 1815.

	State-troop Bounty Warrants.	Paper medium.	Stock of the United States.	United States' treasury notes.	Zachariah Sims's Bond.	Bonds for reverted confiscated property.	Bonds and notes for Indian Goods.	Bonds for fractions in Baldwin & Wilkenson counties, late cession.	Bonds for lots in Milledgeville.	Bonds for fractions and square lots sold in the year 1814.	Notes for fractions rented out.	Notes for the rent of 20 acre lots on the Milledgeville commons.	John Kell's receipt as Lieut. Gen'l Eastern dist. for bonds placed in his hands to collect for the state.	B. Franklin's receipt as Sol. Gen'l Eastern dist. for bonds placed in his hands to collect for the state.
\$	600	471 238	73431 10	7900 00	3000	21013 16	1283 64	105048 26	47079 17	22299 49	434 86	2706 50	4835 87	117777 44
								3678 07	20 00	588 47	18 08			7028 67
								19 12	47099 17	22287 96	453 35			
								103745 46			19 12			
								16638 31	191 37	5751 22	63 18	611 00		
					3000			46907 80			371 04	2095 50		52286 09
								46907 80			282 79	2095 50		177092 21
														22533 49
\$	600	709	73431 10	7900 00		21013 16	1283 64	92107 14		17136 73	88 25		4835 87	154558 72

CASH.

Cr.

6,823 98	1815.	} By amount of Governors and Presidents, and Speakers warrants, paid off and taken in at the Treasury Oct. 31. { between the 6th of November, 1814, and this day, inclusive,—chargeable to the following accounts— viz :	
6,891 59			
	Special appropriation of 1804,		\$ 113 73
	Do. 1806,		680 19
	Do. 1814,		250 00
	Do. 1815,		21,802 57
	Civil establishment, 1814,		925 00
	Do. 1815,		6,925 00
0,297 46	Contingent Fund, 1815,		19,221 02
	Military disbursements, 1815,		46,952 20
25,199 46	Fund for the redemption of the public debt,		2,792 88
1,715 51	Appropriation for the defence of Savannah,		43,000 00
611 00	Appropriation for the Penitentiary,		16,000 00
191 37	President's and Speaker's Warrants for the pay of the Legislature at the Session of 1814,		18 253 12
5751 22			176,916 04
63 11			67,613 24
16,638 31	By balance in the Treasury, 31st October, 1815,		\$ 244,529 26
22,533 49			

Respectfully submitted by

GEORGE R. CLAYTON,
Treasurer.

Treasury-office, Georgia, }
Milledgeville, 12th November, 1815. }

9,000 00
90 00
2,347 75
43 90
612 70
5,818 30
44,529 26

67,613 24

JOURNAL

OF THE

SENATE

OF THE

STATE OF GEORGIA.

Monday, 6th November, 1815.

AT an annual session of the General Assembly of the State of Georgia, begun and held at the State-House in the town of Milledgeville, on Monday, the sixth day of November, in the year of our Lord one thousand eight hundred and fifteen, the following members elect, attended, nominated the Hon. H. Montgomery to the chair, produced their credentials, and the oath prescribed by the Constitution of this State being administered to them severally, by Myles Greene, Esq. Justice of the Inferior Court for the county of Baldwin—took their seats, viz:

From the county of Scriven—The Honorable James Blackman.

From the county of Bryan—The Honorable Andrew Bird.

From the county of Pulaski—The Hon. James Bracewell.

From the county of Burke—The Honorable William Byne.

From the county of Franklin—The Hon. Benjamin Cleveland.

From the county of Clarke—The Honorable Zadock Cook.

From the county of Washington—The Hon. Frederick Cullins.

From the county of Liberty—The Hon. John A. Cuthbert.

From the county of Madison—The Honorable Allen Daniel.

From the county of Lincoln—The Honorable John M. Dooly.

From the county of Montgomery—The Hon. Robert Flournoy.

From the county of Baldwin—The Hon. Frederick Freeman.

From the county of Jones—The Honorable Thomas Hamilton.

From the county of Tatnall—The Hon. Martin Hardin.

From the county of Camden—The Honorable John Hardie.

From the county of Telfair—The Hon. William Harris.

From the county of Wilkinson—The Hon. John Hatcher.

From the county of Elbert—The Honorable David Hudson.

From the county of Oglethorpe—The Hon. George Hudspeth.

From the county of Wayne—The Hon. William A. Knight.

From the county of Putnam—The Hon. William D. Lane.

From the county of Jefferson—The Hon. Homer Virgil Milton.

From the county of Jasper—The Honorable John Moore.

From the county of Jackson—The Honorable Hugh Montgomery.

From the county of Warren—The Honorable Joeday Newsom.

From the county of Glynn—The Honorable Samuel Piles.

From the county of Laurens—The Honorable Jacob Robinson.

From the county of Emanuel—The Hon. Stephen Swain.

From the county of Richmond—The Hon. Valentine Walker.

From the county of Morgan—The Honorable James Ware.

From the county of Bulloch—The Hon. Shepherd Williams.

From the county of Twiggs—The Hon. Ezekiel Wimberly.

From the county of Hancock—The Honorable William Rabun.

On motion,

The Chairman adjourned the members present 'till to-morrow morning, 11 o'clock.

TUESDAY, November 7th, 1815.

The Hon. George G. Nowlan, a member elect from the county of Edingham; the Hon. Thomas U. P. Charlton, a member elect from the county of Chatham; the Hon. Ezekiel E. Parke, a member elect from the county of Greene; the Hon. Matthew Talbot, a member elect from the county of Wilkes; and the Hon. Francis Hopkins, a member elect from the county of McIntosh, attended, produced their several credentials, and the oath to support the Constitution of this State and the United States, being administered to them by the hon. Myles Greene, one of the Justices of the Inferior Court for the county of Baldwin, took their seats.

The Senate proceeded to the election of the President, and on counting out the ballots, it appeared that the Hon. William Rabun, was unanimously elected.

They then proceeded to the choice of their Secretary, and on counting out the ballots, it appeared that William Robertson, was duly elected.

They then proceeded to the choice of Messenger and Door-keeper, and on counting out the ballots it appeared that Henry Williams was duly elected Messenger, and Alexander Greene Door-keeper.

On motion of Mr. Daniel,

Resolved, That the Secretary inform the House of Representatives, that the Senate are organized, have made choice of the Hon. William Rabun their President, and William Robertson, Esq. their Secretary, and are ready to proceed to business.

On motion of Mr. Byne,

Resolved, That the rules of the Senate of the last session be adopted for the government of the present 'till altered.

A message from the House of Representatives, by Mr. Clayton, their Clerk.

Mr. President,

I am directed by the House of Representatives, to inform the Senate that they are now organized, having chosen the Hon. Benjamin Whitaker their Speaker, and Augustin S. Clayton, Esq. their Clerk, and are ready to proceed to business; and he withdrew.

On motion of Mr. Hardin,

Resolved, That a committee be appointed on the part of Senate to join such as may be appointed on the part of the House of Representatives, to wait on his Excellency the Governor, and inform him that the General Assembly are now organized.

Ordered, that Messrs. Hardin and Lane be the committee on the part of Senate.

A message from the House of Representatives, by Mr. Clayton their Clerk;

Mr. President,

The House of Representatives have concurred in the resolution from Senate, appointing a joint committee to wait on his Excellency the Governor, and have added a committee on their part—and he withdrew.

Mr. Hardin from the joint committee appointed to wait on His Excellency the Governor, reported that they had discharged that duty, and had received for answer, that His Excellency would lay his Communication before the Senate to-morrow morning at 10 o'clock.

Adjourned 'till 10 o'clock to-morrow morning.

WEDNESDAY, November 8th, 1815.

The Hon. John Foster, a member elect from the county of Columbia, attended, produced his credentials, and the oath to support the Constitution of this state and the U. S. being administered to him by the President, took his seat.

On motion of Mr. Hudspeth,

Resolved, That a committee be appointed on the part of Senate to join such committee as may be appointed on the part of the House of Representatives, to compose a committee on Finance.

Ordered that Messrs. Hudspeth, Foster, Hopkins, Milton and Hamilton be the committee on the part of Senate.

On motion of Mr. Hardin,

Resolved, That a committee be appointed on the part of Senate, to compose a joint committee on the State of the Republic.

Ordered, that Messrs. Hardin, Charlton, Cuthbert, Parke, Montgomery, Cook, and Flournoy, be the committee on the part of Senate.

A message from his Excellency the Governor by Mr. Porter his Secretary :

Mr. President,

I am directed by his Excellency the Governor to lay before this branch of the Legislature his Communication—and he withdrew.

The Senate took up the message and the Communication being read, is as follows :

EXECUTIVE-DEPARTMENT, GEORGIA, }
MILLEDGEVILLE, 5th NOVEMBER, 1815. }

*Fellow-Citizens of the Senate,
and, House of Representatives.*

It is known to you all that since the Legislature were last in session, the war which was then waging against the American people, has been concluded by an honorable peace. Permit me to congratulate you on this event.—A nation whose habits and pursuits make it at all times their interest to be at peace with the rest of the world, and whose inclinations correspond with their interest, has just reason to be grateful to Heaven when they can enjoy that blessing. In the miserably distracted state of the world which has been witnessed for twenty-five years past, it is a miracle that we should have so long escaped the broil of war. And now after a short, and to us glorious struggle, the cloud has passed away, and we are basking in the sunshine of peace.

The subjects which appear proper to be communicated to the Legislature specially are not numerous. Such as have occurred during the recess, and fall within this description, will now be presented to your view.

Notwithstanding the large drafts which the occasions of the war have rendered necessary on the state Treasury, yet the amount of funds in that office at this time, nearly equals the amount of any former year.—This is justly attributable to the wise policy adopted by the Legislature, of adding 50 per centum to the state Tax for the purpose of reimbursing in part the amount of the Direct Tax assumed by the state to the United States. This year again, the quota of direct tax, tho' double the amount of the last year, has been settled from the proceeds of the sales of lands in the Mississippi Territory. In addition to the disbursements made under the appropriation of the last session for the erection of fortifications on the sea coast, there has been advanced to the Quarter-Master's department of the army of the United States, the sum of twenty thousand dollars, and to the Contractor for the army the sum of thirty thousand dollars. The first was specially authorised by the last Legislature ; but the second was drawn from the military fund after the enemy had invaded the state, at a period when the Contractor's department was utterly destitute of funds and unable to supply the troops in service without such aid.

BB

Both these advances of twenty and thirty thousand dollars have, however, been recognized by the War Department, and their repayment assumed. The Executive has not long since been notified, that the funds were ready for their discharge at the City of Washington, and the necessary drafts have been transmitted there for that purpose. We have also good grounds for the expectation, that the expenditure for fortifications on the sea-coast will be reimbursed to us whenever the proper vouchers can be transmitted to the seat of Government.

The whole correspondence and documents relating to these subjects, will accompany this communication. It is proper further to mention, that divers smaller advances have at different periods been made, when they appeared indispensable for the promotion of the public service. These have been so guarded as to leave no doubt of their reimbursement.

The Legislature will have an opportunity to discover, from personal observation, the progress which has been made in the erection of the Penitentiary edifice. A report will in due time be laid before them from the Commissioners, detailing the expenditure of the monies appropriated for that object. It will be seen on inspection, that much of the interior work remains to be done ; and it is believed that a completion of the whole of the present building, including the necessary wall, cannot be reasonably calculated on earlier than the next meeting of the Legislature. The intervening time will afford an opportunity for revising and rendering more perfect the Penitentiary code. The introduction of a system of punishments entirely new in the state, and the accommodation of that system (in a certain degree necessary) to the existing state of society here, was a work in which it must reasonably be expected that many imperfections will be found on experiment. Some it is believed will be discovered on a revision, which require correction before the code goes into operation. The Legislature alone can direct the course proper to be pursued for the accomplishment of this object.

I have received a requisition from Major General Gaines of the United States army, for two thousand militia, to rendezvous at Fort Hawkins. The object of this requisition was, to have an effective force organized and in the field, sufficient as well to protect the Commissioners who are engaged in running the boundary line, as our own frontier, from any hostile menaces of the Creek Indians. I am sorry to say, that a compliance with this requisition has been much retarded by the system of electing officers for detachments : And had an immediate pressure been made by the enemy, we might have had reason to regret serious disasters to the Commissioners as well as our own frontier.

Whilst on this subject, I will again call the attention of the Legislature to the condition of the volunteer infantry and rifle companies. Of the latter in particular, there are many remnants through the state, who in

point of fact are complete exempts from the public service. The authority to consolidate them, given by the act of the last session, is inefficient, owing to their dispersed situation. Both descriptions ought, by law, to be thrown back into the line, and none suffered to remain in the character of volunteers any longer than they shall preserve their full complement of men.

There is one subject, to which it is believed to be important that the attention of the Legislature should be seriously directed, without delay. We have felt by fatal experience, the injurious effects of being overtaken by a state of war, without possessing the necessary means for prosecuting it. A state of peace is the proper period for providing and laying up those means.—The ample funds now at the command of the state, and the facility with which the proper arms, artillery and ammunition may be procured and transported, would appear so favourable to the purpose, that to neglect the opportunity, would leave the public councils inexcusable to the state. Experience too has taught us the kind of arms most efficient in the hands of an American soldier. These are rifles of the proper construction, and light artillery. Of muskets we have a considerable supply with their proper accoutrements; and this supply must annually increase by the operations of the act of Congress, of the 23d day of April, 1808.

In the present untoward state of the world, we are the only people on the globe, who can with truth call themselves free. This freedom so dear to us, we are bound by the most sacred ties to protect and preserve. "An armed nation is invincible." In proportion as we prize the great blessing, so are the inducements to transmit the same unimpaired to posterity. In proportion as the enmity or hostility of others may tempt them to assail it, so are our obligations of duty to be prepared to repel their efforts.

In reviewing our own blessings, it would afford consolation to every philanthropic mind, if profiting by the example of our condition, other nations would be wise enough to direct more of their energies towards the objects of true private and public happiness. But it would appear as if Heaven had, for a time, given up the nations of Europe to be scourged by their own madness. Even now, when he, whose ambition was considered there as the great destroyer of the peace of Empires, is no longer able to molest or destroy; *the improved condition of Europe*, is attested by the daily groans of millions, who dare not consider their houses as their homes. These scenes passing in actual review before the world, may contribute to make an American citizen prize as he ought his own happiness. When we consider how apt a free people are to hold in too little estimation the high destiny to which Providence has conducted them, it is not impious to say, that for us it is fortunate these things are so. The lesson may be a salutary one: for although we might for a while prize as we ought our distinguished state of happiness, yet it

ought to be borne in constant recollection, that we are liable to shipwreck on the same rocks which have proven fatal to other republics. The scenes before us may serve to retard the catastrophe. There is, however, one advantage we possess over former republics; and indeed over every other nation, ancient or modern, which if properly improved, may save us to the end. Our people are better enlightened. This circumstance *will* save us, so long as it shall be properly appreciated. It is the pivot on which hangs the political salvation of the largest and fairest portion of the Globe. Who then can duly appreciate the value of those abundant sources of education which are spread over the union; or who can be insensible to the weighty duty imposed on each in his own sphere, of administering to them nurture and support?

Fellow-Citizens—Permit me to recommend to you harmony in your deliberations. If peradventure matters of discussion should arise, in which different opinions prevail, let not passion assume the empire of reason. The former is not the road which leads to the Temple of truth.

PETER EARLY.

Ordered that Documents No. 1 and 3, referred to in the Communication, be referred to the committee on Finance; that Document No. 2, be referred to the committee on the State of the Republic, and that Document No. 4, do lie on the table, together with the Communication.

On motion of Mr. Lane,

Resolved, That a committee be appointed on the part of Senate to compose a joint committee to contract for the public printing for the political year 1815.

Ordered that Messrs. Lane, Freeman and Walker be that committee on the part of Senate.

Mr. Freeman presented a memorial from a number of the inhabitants of the town of Milledgeville, praying a charter for a Bank in said town, which being read was referred to a special committee consisting of Messrs. Freeman, Daniel, Nowlan, Dooly and Lane.

On motion of Mr. Hudspeth,

Resolved, That the Senate will convene in the Representative Chamber on Thursday the 9th instant, at 11 o'clock in the forenoon, to elect the Governor of the state of Georgia agreeably to the Constitution.

On motion of Mr. Nowlan,

Resolved, That a committee be appointed on the part of Senate to form a joint committee on enrolment.

Ordered that Messrs. Nowlan, Newsom and Hamilton be the committee on the part of Senate.

On motion of Mr. Swain,

Resolved, that a committee on Privileges and Elections be appointed;

Ordered that Messrs. Swain, Byne and Hudson be that committee.

Mr. Charlton notifies the Senate that he will on tomorrow move for the appointment of a committee to re-

port a bill to establish and incorporate an Insurance Office in the city of Savannah, to be called the Marine and Fire Insurance company of the city of Savannah.

A message from the House of Representatives by Mr. Clayton their Clerk :

Mr. President,

The House of Representatives have concurred in the resolution from Senate appointing to-morrow for the election of Governor.

In the joint resolution on the subject of printing.

In the joint resolution appointing a committee on the State of the Republic.

In the joint resolution appointing a committee on Finance, and have added a committee on their part ; and he withdrew.

Mr. Hardin gives notice that he will on Friday next move for the appointment of a committee to report a bill to revise and amend the militia law of this state, and to adapt the same to the militia law of the United States.

On motion of Mr. Swain,

Resolved, That a committee be appointed on Petitions.

Ordered that Messrs. Swain, Cullens, Hardie, Piles and Ware be that committee.

Mr. Foster presented a petition from Simon Mauzo, which was read and referred to a special committee consisting of Messrs. Foster, Talbot and Moore.

Adjourned 'till 10 o'clock to-morrow morning.

THURSDAY, 9th November, 1815.

Mr. Hudspeth presented a memorial from the Mayor and Aldermen of the City of Savannah, which was read and referred to a special committee, consisting of Messrs. Hudspeth, Cuthbert and Hardie, to report thereon by bill or otherwise.

Mr. Hardin gives notice that he will on Monday next, move for the appointment of a committee to take into consideration the most efficient method of improving the navigation of the several navigable water courses in this state.

Mr. Byne presented a petition from Abraham Greene, which was read and referred to the Inferior Court of Burke county.

Mr. Parke gives notice that he will after to-morrow, move for the appointment of a committee, to report a bill to alter the 15th section of the 4th article of the Constitution.

Mr. Charlton agreeably to notice, moved for the appointment of a committee to report a bill to establish an Insurance Company in the City of Savannah, &c.

Ordered, that Messrs. Charlton, Hopkins, Cuthbert, Nowlan and Bird be that committee.

A message from his Excellency the Governor by Mr. Porter, his Secretary.

Mr. President,

I am instructed by his Excellency the Governor, to

notify the Senate that he has approved of and signed the resolution, which originated in this branch of the Legislature, appointing this day at 11 o'clock in the forenoon for the election of Governor of the State—and he withdrew.

Mr. Flournoy gives notice that he will on to-morrow move for the appointment of a committee to report a bill to revise and amend the Estray-Laws.

Mr. Montgomery gives notice that he will on to-morrow, move for the appointment of a committee to report a bill to repeal the 4th, 5th, 6th and 7th sections of an act, to authorize the several Courts of Equity in this State, to grant remedies in certain cases and to regulate the Courts of Law and Equity in this State, and for affording temporary relief to the soldiers, whilst in the service of this state, or of the United States, and for other purposes.

Mr. Daniel gives notice, that he will after to-morrow move for the appointment of a committee to prepare and report a bill more effectually to improve the public roads in this state.

A message from the House of Representatives by Mr. Clayton their Clerk.

Mr. President,

I am directed by the House of Representatives to inform the Senate, that they are now ready to receive them in the Representative Chamber, for the purpose of proceeding to the Election of Governor of the State of Georgia, agreeably to a concurred resolution—and he withdrew.

Whereupon, the Senate repaired to the Representative Chamber, and being seated, proceeded to said election, and on counting out the ballots, it appeared that General David B. Mitchell, was duly elected.

A message from the House of Representatives by Mr. Clayton their Clerk ;

M. President,

I am directed by the House of Representatives to inform the Senate, that they have passed a resolution, appointing a committee to join such as may be appointed by the Senate, to notify the Governor elect of his election—and he withdrew.

The Senate took up the resolution, which being read, was concurred in, and added a committee on their part, consisting of Messrs. Hardin and Cook.

On motion,

Mr. Swain had leave of absence from to-morrow 12 o'clock, until Monday next 12 o'clock.

Mr. Hardin from the joint committee to wait on the Governor elect, reported that they had performed the duty assigned them, and received for answer, that he *gratefully* accepts the appointment, and that he will attend in the Representative chamber to-morrow, at 12 o'clock, for the purpose of taking the oath of office.

Adjourned 'till 10 o'clock to-morrow morning.

FRIDAY, 10th November, 1815.

Mr. Nowlan presented a petition from Christian Dasher, which was read and referred to the committee on Finance.

On motion of Mr. Newsom,

Resolved, That a committee be appointed to see that the Journals of the Senate are correctly recorded during the present session.

Ordered that Messrs. Newsom, Robinson and Wimberly be that committee.

On motion of Mr. Hardin,

Resolved, That the committee appointed on the part of Senate to wait on his Excellency the Governor elect, be instructed (with the committee appointed on the part of the House of Representatives for that purpose,) to make the necessary arrangement for the inauguration of the Governor elect.

Mr. Freeman from the committee reported a bill to incorporate the Bank of Milledgeville, which was received and read the first time.

On motion of Mr. Charlton,

Resolved, That the Senate will convene in the Representative chamber on Monday next, at 12 o'clock, for the purpose of electing two State Directors of the Planters' Bank, a Harbor Master and Health Officer for the port of Savannah.

A message from the House of Representatives by Mr. Clayton their Clerk :

Mr. President,

The House of Representatives have passed a resolution appointing a committee on their part to form a joint committee of enrolment; and he withdrew.

The Senate took up the message and added on their part Messrs. Nowlan, Newsom and Hamilton.

Mr. Hopkins presented a memorial from Raymond P. Demere, Mary E. Demere and Francis A. Demere which was read and ordered with the accompanying Documents to be referred to the committee on Finance.

Mr. Parke presented a memorial from the trustees of the Powelton academy, which was read and referred to a special committee consisting of Messrs. Parke, Talbot and Charlton.

Mr. Cullens notifies the Senate that he will on Monday next, move for the appointment of a committee to report a bill to divorce Solomon Brown and Nancy his wife.

Mr. Montgomery agreeably to notice moves for the appointment of a committee to report a bill to repeal the 4th, 5th, 6th and 7th sections of an act to authorize the several Courts of Equity in this state to grant remedies in certain cases, &c.

Ordered that Messrs. Montgomery, Cook and Dooley be that committee.

Mr. Charlton presented a petition from James M. Annally, which was read and referred to the committee on the State of the Republic.

Mr. Hardin laid on the table the following resolution;

Resolved, That the Senate will convene in the Representative chamber on Monday next at 12 o'clock, in order to elect the Secretary of State, Surveyor General, Treasurer and Comptroller General.

A message from the House of Representatives by Mr. Clayton their Clerk;

Mr. President,

The House of Representatives have concurred in the resolution from Senate, making arrangements for the inauguration of the Governor elect—and he withdrew.

Mr. Wimberly gives notice that he will on Monday next, move for the appointment of a committee, to prepare and report a bill to divorce Matthew Wood and Mourning his wife.

Mr. Robinson gives notice that he will on Monday next, move for the appointment of a committee to prepare and report a bill to divorce William Graddy and Sally his wife.

Mr. Nowlan gives notice that he will on Monday next, move for the appointment of a committee to prepare and report a bill for the trial of offence committed by free persons of color.

Mr. Flournoy, agreeably to notice, moved for the appointment of a committee to report a bill to revise and amend the estray laws.

Ordered, that Messrs. Flournoy, Foster and Milton be that committee.

Mr. Cuthbert laid on the table the following resolution;

Resolved, That a committee be appointed on the part of Senate, to join such as may be appointed on the part of the House of Representatives, to revise and amend the Criminal Code of the state, as adapted to the Penitentiary system, with power to report through the Governor to the General Assembly at the next Annual Session.

A message from the House of Representatives by Mr. Clayton their Clerk;

Mr. President,

The House of Representatives have concurred in the resolution from Senate appointing Monday next for the election of two State Directors of the Planters' Bank, and a Harbor master and Health officer for the port of Savannah, with the following amendment, strike out "Monday" and insert "Saturday"—and he withdrew.

The Senate took up the message and the amendment was concurred in.

Mr. Daniel agreeably to notice moved for the appointment of a committee to prepare and report a bill more effectually to improve the public roads in this state.

Ordered, that Messrs. Daniel, Cleveland and Hatch, be that committee.

A message from the House of Representatives by Mr. Clayton their Clerk.

Mr. President,

I am directed to inform the Senate, that the House

of Representatives are ready to receive them in the Representative chamber, for the purpose of inaugurating the Governor elect ;

The Senate attended accordingly, and both branches of the Legislature being seated ;

The oath prescribed by the Constitution was administered to his Excellency David B. Mitchell, Governor of the State of Georgia, by the President of Senate.

The Senate returned to their chamber—and Adjourned 'till 10 o'clock to-morrow morning.

SATURDAY, 14th November, 1815.

Mr. Parke from the committee, reported a bill to incorporate the Academy in the village of Powelson, in the county of Hancock—which was received and read the first time.

Mr. Foster presented a petition from Nolly Whitcomb, which was received, read and referred to a special committee, consisting of Messrs. Foster, Parke and Walker.

Mr. Moore presented a petition from William Stroud, which was read and referred to a special committee, consisting of Messrs. Moore, Eracewell and Milton.

Mr. Charlton notifies the Senate, that he will on Monday next, move for the appointment of a committee to report a bill to divorce Edmund Warren and Anna his wife.

Mr. Wimberly presented a petition from Henry Solomon, which was read and referred to the committee on Finance.

Mr. Hudspeth gives notice, that he will on Monday next, move for the appointment of a committee to prepare and report a bill, to amend an act, for the more effectually securing the probate of Wills, &c.

On motion of Mr. Lane,

Resolved, That the Senate will receive no future or further applications from individuals, nor pass any bills for divorces during the present session.

Ordered, that the said resolution do lie on the table.

Mr. Knight gives notice, that he will on Monday next, move for the appointment of a committee, to prepare and report a bill to repeal an act, authorizing William Scott, sen. to establish a toll on the road leading from Bulltown Swamp to Fort Barrington, in Camden county, &c.

Mr. Robinson gives notice, that he will on Tuesday next, move for the appointment of a committee to revise and amend the road laws of this state, so far as respects the county of Laurens.

Mr. Montgomery from the committee, reported a bill to repeal the 4th, 5th, 6th and 7th sections of an act, to authorize the Courts of Equity in this state to grant remedies in certain cases, &c. &c. —which was received and read the first time.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a resolution, appointing a committee on their part, to join such as may be appointed on the part of Senate, to prepare and report a bill to revise, amend and consolidate the militia laws of this state—and

A resolution appointing this day at 12 o'clock, for the election of a Secretary of State, Treasurer, Comptroller and Surveyor General, Harbour-master and Health officer for the Port of Savannah ; and two Directors for the Planters Bank, and two for the Augusta Bank, on behalf of this state—and he withdrew.

The Senate took up the message and concurred in the resolution, appointing a joint committee to revise the militia laws, and added a committee on their part, consisting of Messrs. Daniel, Byne, Walker, Milton and Freeman.

Ordered, that the resolution relating to elections, lie on the table.

On motion of Mr. Daniel,

Resolved, That both branches of the General Assembly will convene in the Representative chamber, on Monday next, at 1 o'clock, for the purpose of electing a Major General, for the first Division of the militia of this state, in lieu of Major General John McIntosh resigned, and a Brigadier General for the first Brigade of the fifth Division, in lieu of Brigadier General William Lee, dec'd.

A message from his Excellency the Governor, by Mr. Porter his Secretary.

Mr. President,

I am directed by his Excellency the Governor, to lay before this branch of the Legislature, a Communication—and he withdrew.

The Senate took up the Communication, which being read, is as follows :

EXECUTIVE DEPARTMENT, GEORGIA, }
MILLEDGEVILLE, 11th NOVEMBER, 1815. }

To the Senate and House of Representatives.

I transmit to the Legislature, a copy of a letter received at this Department from Major General McIntosh, resigning his command. At the same time, it is proper for me to observe, that the death of the late Brigadier General Lee, has occasioned a vacancy in the Brigade of General Adams's Division, lately under his command.

Respectfully,

D. B. MITCHELL.

A message from the House of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives have concurred in the resolution from Senate, appointing Monday next

at 1 o'clock, for the purpose of electing a Major General for the first Division of the militia of this state ; and a Brigadier General for the first Brigade of the fifth Division of the militia of this state, with amendments, strike out " Monday at 1 o'clock " and insert " Wednesday at 12 o'clock "—and he withdrew.

The Senate took up the message, and the amendments to the resolution were disagreed to.

A message from his Excellency the Governor, by Mr. Porter his Secretary.

Mr. President,

I am instructed by his Excellency the Governor, to notify the Senate that he has approved of and signed a resolution, appointing this day at 12 o'clock, for the election of two state directors of the Planters' Bank, a Harbour-master and Health officer for the Port of Savannah—and he withdrew.

The bill to incorporate the Bank of Milledgeville, was taken up and read the 2nd time.

Ordered for a committee of the whole.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have receded from their amendments made to the resolution, appointing Monday next, for the election of Major and Brigadier Generals, and do concur with Senate in the original resolution—and he withdrew.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

I am directed to inform the Senate, that the House of Representatives are now ready to receive them in the Representative chamber, for the purpose of electing two State Directors of the Planters' Bank and Health officer and Harbour master for the Port of Savannah—and he withdrew.

Whereupon, the Senate repaired to the Representative chamber, and being seated, proceeded to said elections, and on counting out the votes, it appeared that Charles Harris and Isaac Minis, esquires, were duly elected State Directors for the Planters' Bank of Georgia, Dr. Geo. V. Proctor, Health officer, and Robert Greer, esq. Harbour master for the Port of Savannah.

The Senate then returned to their chamber and took their seats.

Adjourned 'till 10 o'clock Monday morning.

MONDAY, 13th November, 1815.

Agreeably to notice, Mr. Cullens moved for a committee to prepare and report a bill to be entitled an act, to divorce Solomon Brown and Nancy his wife.

Ordered that Messrs. Cullens, Harris and Blackman be that committee.

Mr. Freeman presented a communication from G.

R. Clayton, Esquire, Treasurer, inclosing an abstract of the Treasury.

Ordered that the communication and abstract be referred to the committee on Finance.

Mr. Swain from the committee on Privileges and Elections.

Reported, which was read and ordered to lie on the table.

Mr. Foster introduced from the committee appointed for that purpose, a bill to be entitled an act, to emancipate and set free Abram Mauzo, jun. a person of color, which was read the first time.

Mr. Knight agreeably to notice moved for a committee to prepare and report a bill to repeal an act passed December the 6th 1813, authorising William Scott, sen. of Camden county, to establish a toll on the road leading from Bull town Swamp, to fort Barrington on the Alatomaha, through M'Intosh county, and to appoint commissioners to lay out said road, with power to carry the same into effect.

Ordered that Messrs. Knight, Hopkins, and Hardie, be that committee.

Mr. Robinson agreeably to notice moved for a committee to prepare and report a bill to divorce William Graddy and Sally his wife.

Ordered that Messrs. Robinson, Wimberly and Dooly be that committee.

Mr. Lane notified the Senate that he will on Wednesday next, move for a committee to be appointed to prepare and report a bill to divorce Samuel Berry and Nancy his wife.

Mr. Hopkins presented a petition from James Pelot of M'Intosh county, which being read was ordered to lie on the table.

Mr. Nowlan agreeably to notice moved for a committee to prepare and report a bill for the trial of offences committed by free persons of color.

Ordered that Messrs. Nowlan, Charlton and Milton be that committee.

On motion of Mr. Lane.

Resolved, That a committee be appointed on the part of Senate, to join such committee as may be appointed on the part of the House of Representatives, to take into consideration and report on the conduct of the Directors of the Bank of Augusta, in their refusal to pay specie for bills issued by them when presented for payment, and whether the conduct of the said Directory has not amounted to a forfeiture of the charter of incorporation, establishing and creating said Bank ;

Ordered that Messrs. Lane, Foster and Parke be the committee on the part of Senate.

Mr. Charlton presented a memorial from the hon. William Stephens, which was read and referred to a special committee.

Ordered that Messrs. Charlton, Foster and Flournoy be that committee.

On motion of Mr. Flournoy,

Resolved, That the Comptroller General be requested to state to the Senate the whole amount of the outstanding evidences of the Public Debt, of every description, as soon as convenient.

A message from the House of Representatives by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives have passed the following resolutions, to which they desire concurrence.

A resolution appointing Scott Cray and Joshua A. Coffee Vendue masters for the town of Darien and county of M'Intosh.

A resolution appointing Renben Burroughs a Lumber measurer for the town of Darien.

A resolution appointing Thomas M. Berrien a Notary Public for the county of Jefferson.

A resolution appointing James Frazer and Thomas Barrett Vendue masters for the city of Augusta for the ensuing two years.

A resolution appointing Bedney Franklin a commissioner of the Morgan county academy.

A resolution confirming the Executive appointment of Nicholas Long as commissioner of the academy of and town of Washington.

A resolution appointing Peter Coan and Richard Keating Lumber measurers for the town of Hardwick in Bryan county.

A resolution appointing William Greene, Elias Wallen and Charles W. Roberts Lumber measurers for the port of Savannah.

A resolution appointing David D. Dunn and John Moore trustees of Meson academy.

A resolution appointing Robert Paxton a Lumber measurer for the county of Camden—and

A resolution appointing Thomas H. Kenan, a Notary Public for the City of Milledgeville and county of Baldwin—and he withdrew.

The Senate took up the message and the said several resolutions being read, were respectively concurred in.

The bill to be entitled an act to incorporate an academy in the village of Powelton in Hancock county ;

The bill to alter the mode of holding the Mayor's courts in the city of Savannah and to increase the jurisdiction thereof—and

The bill to be entitled an act to repeal the 4th, 5th, 6th and 7th sections of the act to authorize the Courts of Equity in this state to grant remedies in certain cases, &c. were taken up and severally read the 2d time and ordered for committee of the whole.

Mr. Knight notified the Senate that he will on tomorrow move for a committee to be appointed, to prepare and report a bill to compel all persons not residing in the counties of Glynn, Wayne and Camden, claiming lands within said counties that were run previous to the year eighteen hundred, to resurvey and new mark out their lines within one year after the passing of this act.

Mr. Wimberly agreeably to notice moved for a committee to prepare and report a bill to divorce Mathew Wood and Mourning his wife.

Ordered that Messrs. Wimberly, Cullens and Braccwell be that committee.

Mr. Hudspeth agreeably to notice moved for a committee to prepare and report a bill to be entitled an act, to amend an act, entitled an act, for the more effectually securing the probate of Wills, limiting the time for executors to qualify and widows to make their election, and for other purposes therein mentioned ;

Ordered that Messrs. Hudspeth, Foster and Cuthbert be that committee.

Agreeably to notice Mr. Charlton moved for a committee to prepare and report a bill to be entitled an act to divorce Edmund Warren and Anna his wife.

Ordered that Messrs. Charlton, Nowlan and Bird be that committee.

Mr. Piles presented a petition from George Bailie, which was read and referred to a special committee consisting of Messrs. Piles, Knight and Hopkins.

The Senate resolved itself into a committee of the whole, on the bill to alter the mode of holding the Mayor's courts in the city of Savannah, and to increase the jurisdiction thereof—Mr. Cook in the chair—Mr. President resumed the chair, and Mr. Cook reported that they had gone thro' the same with an amendment.

The Senate took up the report and the amendment was agreed to, and the said bill ordered for a third reading.

Mr. Foster from the committee reported a bill to authorize Notley Whitcomb to build a merchant mill, which was received and read the first time.

On motion of Mr. Byne,

Resolved, That the Executive appointment of John Milton as commissioner of the academy of Burke county in the place of Ames Whitehead, dec'd. be, and the same is hereby confirmed.

Mr. Flournoy agreeably to notice moved for the appointment of a committee to prepare and report a bill to revise and amend the estray laws.

Ordered that Messrs. Flournoy, Foster and Milton be that committee.

On motion of Mr. Freeman,

Resolved, That Alexander Greene and Harris Allen be, and they are hereby appointed Vendue masters for the town of Milledgeville.

On motion of Mr. Charlton,

Resolved, That William Belcher, Moses Herbert, Archibald Campbell M'Intyre and Lewis Johnson be, and they are hereby appointed Notaries Public for the city of Savannah and county of Chatham.

Mr. Cleveland gives notice that he will on Wednesday next, move for the appointment of a committee to prepare and report a bill to authorize the Adjutant General of this state to employ a Deputy, &c.

Mr. Parke agreeably to notice moves for the appointment of a committee, to prepare and report a bill

to order the 15th section of the 4th article of the constitution.

Ordered that *Messrs. Parke, Cook, Flournoy, Charleston and Walker* be that committee.

On motion of *Mr. Hardin*,

Resolved, That a committee be appointed on the part of Senate, to join such as may be appointed on the part of the House of Representatives, to take into consideration the most efficient method of improving the navigation of the several navigable water courses in this state.

Ordered, that *Messrs. Hardin, Dooly, Freeman, Hamilton, Cleveland and Moore*, be the committee on the part of Senate.

Mr. Nowlan, from the committee, reported a bill to point out the mode of trial of offences committed by free persons of color, which was received and read the first time.

A message from his Excellency the Governor, by *Mr. Porter*, his Secretary.

Mr. President,

His Excellency the Governor has approved of and signed a resolution, which originated in this branch of the Legislature, appointing this day at 10 o'clock, for the election of a Major General of the first Division of the militia of this state, in the place of Major General John M'Intosh resigned, and a Brigadier General of the first Brigade of the fifth Division of the militia of this state, in place of Brigadier General William Lee, deceased—and he withdrew.

A message from the House of Representatives, by *Mr. Clayton*, their Clerk.

Mr. President,

I am directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative chamber, for the purpose of electing a Major General for the first Division, and a Brigadier General for the first Brigade of the fifth Division of the Georgia militia—and he withdrew.

Whereupon the Senate repaired to the Representative chamber and being seated, proceeded to said elections, and on counting out the votes, it appeared that Brigadier General John Floyd was duly elected Major General of the first Division of the militia of this state, and Col. Thomas P. Hamilton Brigadier General of the first Brigade of the fifth Division of the militia of this state.

The Senate then returned to their chamber.

On motion of *Mr. Hudspeth*,

Mr. Talbot was added to the committee on Finance. Adjourned 'till 10 o'clock to-morrow morning.

TUESDAY, 14th November, 1815.

A message from the House of Representatives by *Mr. Clayton* their Clerk;

Mr. President,

The House of Representatives have passed a resolution appointing this day at 1 o'clock, for the election of a Brigadier General of the first Division of the first Brigade of the militia of this state, in place of Brigadier General John Floyd, promoted—and he withdrew.

The Senate took up, and disagreed to the resolution.

On motion of *Mr. Daniel*,

Resolved, That both branches of the General Assembly will convene in the Representative chamber on Saturday the 18th instant at 12 o'clock, for the purpose of electing a Brigadier General for the first Brigade of the first Division of the militia of this state, in lieu of Brigadier General Floyd, promoted—The Secretary of State, Treasurer, Comptroller General and Surveyor General of this state.

The Senate took up the report on Privileges and Elections, and amended the same to read as follows:

The committee on Privileges and Elections,

Report, That they have had under consideration and examined the several election returns laid before them, and find them in due form, according to the law regulating the General Elections for members of the General Assembly of this state.

Mr. Nowlan presented a petition from Christian Dasher, a Soldier in the American Revolution, under the command of Major General Wayne, which being read, was referred to a select committee, consisting of *Messrs. Nowlan, Montgomery and Robinson*.

Mr. Knight agreeably to notice, moved for a committee to be appointed to prepare and report a bill to compel all persons not residing in the counties of Glynn, Wayne and Camden, claiming lands within said counties, run previous to the year 1800, to resurvey and new mark out their lines, &c.

Ordered that *Messrs. Knight, Hardin and Piles* be that committee.

Mr. Cook presented a memorial from Wilson Strickland, which being read was referred to a special committee.

Ordered that *Messrs. Cook, Cleveland, Montgomery, Daniel and Hudson* be that committee.

Mr. Piles presented the following resolution, which was read and ordered to lie on the table, to wit:

Whereas it is well known in this state and in the U. States, that in the invasion of the Eastern District thereof by the late enemy, their mode of warfare was more particularly directed to depredation on property and seduction of negroes, than to the more brilliant, tho' less profitable views of honorable conquest and military glory; and it is also manifest to the world that, by promises and specious pretences of protection and liberty, they have seduced and carried off from the Eastern district of this state, nearly one thousand negroes, men, women and children. And whereas the government of the United States did send to Bermuda an agent for the recovery of the said negroes, under an

article of the late treaty of peace ; the vigilance, talents and exertion of which agent were unable to obtain the object desired, but assured him of the obstinate injustice of the enemy, in their determination to retain the said negroes ; locate them in the barren and frozen wilds of Nova Scotia, to which province it is now ascertained that the said negroes, with others plundered on the southern coast, have been transported.

And whereas, it is believed from good authority, that the British, tired of the burthen of feeding and clothing the negroes thus seduced, have allowed them since their arrival in the province aforesaid, to travel and remove to the southward thereof ; and have aided in such removal, as fast as possible ; through which means, the negroes aforesaid, or many of them, are said to have returned to the United States, and are now living in some of the Northern States, where slavery is not permitted by the municipal laws ; and where the said negroes may receive shelter and protection, unless application be made for their surrender, in a more special formal manner than by individual claim ;

It is therefore resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, that His Excellency the Governor of this state be, and he is hereby requested to communicate with the Executives of the Eastern States, in which he may be informed that any of the aforesaid negroes are received ; and endeavor to obtain, at their recommendation, some Legislative provisions for the easy restoration of such slaves to their owners, on due proof being made that the said negroes left the state with the late enemy. And also to communicate to the said Executives the sensibility of this Legislature on the subject of this resolution ; and the expectations of this state, that her sister states will promptly and generously aid in the surrender of such negroes, as a wholesome example for the future, and as a partial relief to the unfortunate sufferers ; as these principles exercised on this occasion would not interfere with their other general laws on the subject of slavery, it not being to be doubted, that, no faith will be violated by the delivery of negroes enabled to resort to the Eastern states by the force or fraud of the late enemy.

Mr. Charlton presented a bill to be entitled an act, to establish and incorporate an Insurance Company in the City of Savannah, to be called the Marine and Fire Insurance Company of the City of Savannah—which was read the first time.

Mr. Robinson agreeably to notice, moved for a committee to prepare and report a bill to be entitled an act, to revise and amend the road laws of this state, so far as respects the county of Laurens.

Ordered, that Messrs. Robinson, Hatcher and Bracewell, be that committee.

The bill to be entitled an act, to point out the mode of trial of offences committed by free persons of color, was taken up and read the 2nd time—and

Ordered for a third reading.

The bill, to be entitled an act, to authorize Notly Whitcomb, to build a merchant mill, was taken up and read the second time—and

Ordered for a committee of the whole.

The bill to emancipate and set free Abraham Mauzo, jun. a person of color, was read the second time—and

Ordered for a committee of the whole.

The bill to be entitled an act, to alter the mode of holding the Mayor's court in the City of Savannah, and to increase the jurisdiction thereof ; was taken up and read the third time ; and on the question, shall this bill now pass ? It was determined in the affirmative.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to incorporate a Bank in the town of Milledgeville—Mr. Foster in the chair—Mr. President resumed the chair, and Mr. Foster reported progress and had leave to sit again.

Mr. Robinson from the committee, reported a bill to divorce William Graddy and Sally his wife, which was read the first time.

Mr. Charlton from the committee, reported a bill to divorce Edmund Warren and Anna his wife, which was read the first time.

Mr. Wimberly from the the committee, reported a bill to divorce Matthew Wood and Mourning his wife, which was read the first time.

Mr. Hudspeth from the committee, reported a bill to amend an act, for the more effectually securing the probate of wills, &c. which was read the first time.

Mr. Freeman gives notice, that he will on to-morrow move for the appointment of a committee, to prepare and report a bill to amend an act, to establish the salaries of the public officers of this state for the political years 1808 and 1809, and from thence until the same shall be repealed, &c.

Mr. Newsom gives notice that he will on to-morrow, move for the appointment of a committee, to prepare and report a bill to be entitled an act, to revise, amend and consolidate the patrol laws of this state.

On motion of Mr. Hudson.

Resolved, That his Excellency the Governor be requested to inform the General Assembly, what measures have been taken to carry into effect a resolution, passed on the 2nd December, 1812, authorizing him to direct the Solicitor General of the Eastern District, to investigate the claim of the state to certain land purchased in the month of November 1810, by the counties of Elbert, Jackson, Clark, Morgan, Putnam, Laurens, Montgomery, Bulloch, Randolph (now Jasper) and Scriven.

A message from the House of Representatives by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives have passed a bill, for the relief of Tax Collectors of this state.

They have passed a resolution appointing a committee on their part to join such as may be appointed on the part of Senate, to ascertain what mode would be

most beneficial to dispose of the tract of country lately acquired by the United States commissioners from the Creek Indians, &c.

A resolution appointing a commissioner of Sunbury Academy—and

A resolution appointing commissioners of the Camden county Academy—and he withdrew.

The Senate took up the message, and the said bill was read the first time; and the resolutions appointing commissioners of the Camden county and Sunbury Academies, were severally concurred in.

Ordered that the remainder of said message do lie on the table.

Adjourned 'till 10 o'clock to-morrow morning.

WEDNESDAY, November 15th, 1815.

On motion of Mr. Daniel,

The Journal of yesterday so far as respects the appointment of Saturday next at 12 o'clock for the election of a Brigadier General, &c. was reconsidered.

The Senate took up the resolution and the same being read, Mr. Daniel offered the following as a substitute, which was agreed to, to wit:

Resolved, That both branches of the General Assembly will convene in the Representative chamber on this day at 1 o'clock for the purpose of electing a Brigadier General for the first Brigade of the first Division of the militia of this state, in lieu of Brigadier General John Floyd promoted.

And be it further resolved, that both branches of the General Assembly will convene in the Representative chamber on Wednesday the 22d inst. at 12 o'clock, for the purpose of electing a Secretary of State, Treasurer, Surveyor and Comptroller Generals.

Mr. Cullens from the committee reported a bill to divorce Nancy Brown and Solomon Brown her husband, which was received and read the first time.

Mr. Newsom presented a memorial from the Inferior court of Warren county, which was read and referred to a special committee, consisting of Messrs. Newsom, Montgomery and Charlton.

The committee to whom was referred the petition of William Stroud, a wounded soldier, beg leave to

Report, that they have taken the hard case of the petitioner under consideration and are of opinion that he ought to be allowed the sum of fifty dollars as subsistence for one year, and that said sum be made part of the appropriation for the year 1816.

Mr. Piles from the committee reported on the petition of George Bailie, which was read and ordered to lie on the table.

On motion of Mr. Flournoy,

Resolved. That during the indisposition of William Robertson, Esquire, Secretary of this Senate, that John H. Mann be, and he is hereby appointed to discharge

the duties of that station as Secretary *pro tem*. and that the House of Representatives be notified thereof.

A message from the House of Representatives by Mr. Clayton their Clerk;

Mr. President,

The House of Representatives have passed a resolution appointing a committee on their part to join such as may be appointed by Senate, to enquire into and determine on the due and proper course to be pursued on the subject of the decision of the Judges of the Superior courts on the alleviating law—and

A resolution adding Mr. Luckey to the joint committee on Finance.

They have concurred in the following resolution from Senate, and have added committees on their part, to wit:

A resolution on the subject of improving the navigation of the several navigable water courses of this state—and

A resolution on the subject of investigating the conduct of the Directors of the Bank of Augusta.

They have concurred in the resolution appointing Vendue masters for the town of Milledgeville.

A resolution appointing Notaries Public for the city of Savannah and county of Chatham—and

A resolution confirming the Executive appointment of a commissioner of the Burke county academy.

A resolution on the subject of the election of a Brigadier General—and he withdrew.

Ordered that the said message do lie on the table.

Mr. Charlton presented a petition from Leah Jones, and a petition from James M'Conkey, which were read and referred to a select committee consisting of Messrs. Charlton, Nowlan and Milton.

Mr. Lane from the joint committee to contract for printing, reported, which was ordered to lie on the table.

A message from his Excellency the Governor by Mr. Porter his Secretary:

Mr. President,

I am instructed by his Excellency the Governor to notify the Senate, that he has approved of and signed a resolution appointing this day at 1 o'clock for the Senate to convene in the Representative chamber for the purpose of electing a Brigadier General of the 1st Brigade of the 1st Division, vice Gen. John Floyd, promoted, and on Wednesday next, for the election of Secretary of State, Treasurer, Surveyor and Comptroller Generals—and he withdrew.

Mr. Newsom agreeably to notice moved for the appointment of a committee to prepare and report a bill to revise, amend and consolidate the several patrol laws of this state.

Ordered that Messrs. Newsom, Lane, Hamilton, Hardin and Bird be that committee.

Mr. Freeman agreeably to notice moved for the appointment of a committee to prepare and report a bill to

amend an act to establish the salaries of public officers, &c.

Ordered that Messrs. Freeman, Flournoy and Foster be that committee.

Mr. Cleveland agreeably to notice moved for the appointment of a committee to prepare and report a bill to authorize the Adjutant General of this state to employ a Deputy, &c.

Ordered that Messrs. Cleveland, Parke and Hopkins be that committee.

Mr. Lane agreeably to notice moved for the appointment of a committee to prepare and report a bill to divorce Samuel Berry and Nancy his wife.

Ordered that Messrs. Lane, Cullens and Hatcher be that committee.

The following bills were severally read the 2d time—

and

Ordered for committee of the whole, to wit :

A bill for the relief of Tax Collectors of this state.

A bill to amend an act more effectually to secure the

probate of Wills, &c.

A bill to establish and incorporate an Insurance

Company in the city of Savannah.

A bill to divorce and separate Mathew Wood and Mourning his wife—and

A bill to divorce Edmund Warren and Anna his wife—and

The bill to divorce William Graddy and Sally his wife, was read the 2d time, and on the question shall this bill stand for committee in June next, it was determined in the negative, and the yeas and nays being required, are yeas 13—nays 25.

Those who voted in the affirmative are Messrs.

Blackman,	Harris,
Byrd,	Hatcher,
Byne,	Hudson,
Cook,	Hudspeth,
Daniel,	Montgomery, and
Dooly,	Ware.
Foster,	

Those who voted in the negative are Messrs.

Bracewell,	Milton,
Charlton,	Moore,
Cleveland,	Newsom,
Cullens,	Nowlan,
Cuthbert,	Parke,
Flournoy,	Piles,
Freeman,	Robinson,
Hamilton,	Swain,
Hardin,	Talbot,
Hardie,	Walker,
Hopkins,	Williams, and
Knight,	Wimberly.
Lane,	

The bill to point out the mode for the trial of offences committed by free persons of color, was read the third time and passed.

The Senate resolved itself into a committee of the

whole, on the bill to divorce William Graddy and Sally his wife—Mr. Nowlan in the chair—Mr. President resumed the chair, and Mr. Nowlan reported that they had gone thro' the bill without any amendment.

Ordered that the report lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to authorize Notly Whitcomb to build a merchant mill—Mr. Freeman in the chair—Mr. President resumed the chair, and Mr. Freeman reported progress and had leave to sit again.

The Senate resolved itself into a committee of the whole, on the bill to incorporate an academy in the village of Powelton in Hancock county—Mr. Montgomery in the chair—Mr. President resumed the chair, and Mr. Montgomery reported that they had gone thro' the bill without any amendment.

The Senate took up and agreed to the report with amendments.

Whereupon the said bill was read the third time and passed.

A message from the House of Representatives by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives are now ready to receive the Senate in the Representative chamber, for the purpose of electing a Brigadier General for the first Brigade of the first Division of the militia of this state, in place of Brigadier General John Floyd promoted—and he withdrew.

Whereupon the Senate repaired to the Representative chamber, and being seated, proceeded by joint ballot to said election ; and on counting out the votes it appeared that major Francis Hopkins was duly elected.

The Senate then returned to their chamber—and Adjourned 'till 10 o'clock to-morrow morning.

THURSDAY, 16th November, 1815.

Mr. Nowlan from the committee, reported a bill for the relief of Christian Dasher, which was received and read the first time.

Mr. Freeman from the committee, reported a bill to amend an act, to establish the salaries of public officers of this state, &c. which was received and read the first time.

Mr. Moore presented a petition from George Lea and Joel M'Lendon, which was read and referred to a special committee, consisting of Messrs. Moore, Hudspeth and Ware.

Mr. Hardin presented a communication from the trustees of the University of Georgia, which was read and referred to the committee on the state of the Republic.

Mr. Robinson from the committee, reported a bill to revise and amend the road laws of this state, so far as respects the county of Laurens, which was received and read the first time.

Mr. Knight from the committee, reported a bill to repeal an act, to authorize William Scott, sen. to erect a toll, &c. which was read the first time.

Mr. Bracewell gives notice, that he will on to-morrow, move for the appointment of a committee to report a bill to authorize the Inferior court of Pulaski county, to levy an extra tax, &c.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a bill to divorce Sally Martin and Joseph John Martin; and Polly Rayston and John Rayston—and he withdrew.

The Senate took up & read the said bill the first time.

The Senate resolved itself into a committee of the whole, on the bill to establish and incorporate an Insurance Company in the city of Savannah to be called the Marine and Fire Insurance Company of the city of Savannah—Mr. Parke in the chair—Mr. President resumed the chair, and Mr. Parke reported that they had gone thro' the bill with amendments.

The Senate took up and agreed to the report.

Whereupon, the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to emancipate and set free Abraham Mauzo, jun.—Mr. Byne in the chair—Mr. President resumed the chair, and Mr. Byne reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the said report, and the bill was read the third time, and on the question, shall this bill now pass? It was determined in the negative, and the yeas and nays being required, are yeas 12—nays 25.

Those who voted in the affirmative, are Messrs.

Blackman,	Lane,
Charlton,	Moore,
Culleus,	Montgomery,
Flournoy,	Swain,
Foster,	Talbot, and
Hardie,	Ware.

Those who vote in the negative, are Messrs.

Bird,	Hopkins,
Bracewell,	Hudson,
Byne,	Hudspeth,
Cleveland,	Knight,
Cook,	Milton,
Cuthbert,	Newsom,
Daniel,	Nowlan,
Dooly,	Park,
Freeman,	Piles,
Hamilton,	Robinson,
Hardin,	Walker and
Harris,	Wimberly.
Hatcher,	

The Senate again resolved itself into a committee of the whole, on the bill to authorize Notly Whitcombe to build a merchant mill—Mr. Daniel in the chair—

Mr. President resumed the chair, and Mr. Daniel reported, that the further consideration of said bill be postponed till June next.

The Senate took up the report, which was read and ordered to lie on the table.

The Senate again resolved itself into a committee of the whole, on the bill to incorporate the Bank of Milledgeville—Mr. Foster in the chair—Mr. President resumed the chair, and Mr. Foster reported progress and had leave to sit again.

The Senate again resolved itself into a committee of the whole, on the bill to repeal the 4th, 5th, 6th and 7th sections of an act, to authorize Courts of Equity to grant remedies in certain cases &c. Mr. President resumed the chair, and Mr. Hudspeth from the committee, reported progress and had leave to sit again.

The Senate resolved itself into a committee of the whole, on the bill for the relief of Tax Collectors of this state—Mr. President resumed the chair, and Mr. Newsom from the committee reported that they had gone thro' the same without any amendment.

The Senate took up the report, which was amended and ordered to lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to amend an act, for the more effectually securing the probate of wills, &c.—Mr. President resumed the chair, and Mr. Swain from the committee, reported that they had gone thro' the same without any amendment.

Ordered, that the report do lie on the table.

The Senate took up the resolution from the House of Representatives on the subject matter of appointing a joint committee, to enquire into the conduct of the Judges of the Superior courts, &c.

Mr. Nowlan moved to disagree to a joint committee; and on the question to agree to the same, it was lost.

Mr. Cook then proposed to amend the resolution to read as follows, to wit:

Resolved, That a committee be appointed on the part of this House to join such as may be appointed by Senate to prepare and report an address to his Excellency the Governor, for the purpose of removing from office John M'Pherson Berrien, Judge of the Superior court of the Eastern circuit, Robert Walker, Judge of the Superior court of the Middle Circuit, Young Gresham, Judge of the Superior court of the Western Circuit, and Stephen W. Harris, Judge of the Superior court of the Ocmulgee Circuit, for usurping a power not given them by the Constitution of this state, in declaring certain acts of the Legislature unconstitutional, at a convention held at Augusta on the 13th January, 1815, as well as subsequent extra Judicial proceedings, and on the question to agree to the same, the yeas and nays being required are yeas 19—nays 19.

Those who voted in the affirmative are Messrs.

Bracewell,	Culleus,
Cleveland,	Daniel,
Cook,	Dooly,

Foster,	Montgomery,
Hatcher,	Newson,
Hopkins,	Robinson,
Hudspeth,	Swain,
Knight,	Williams and
Lane,	Wimberly.
Moore,	

Those who voted in the negative are messrs.

Blackman,	Harris,
Byrd,	Hudson,
Byne,	Milton,
Charlton,	Nowlan,
Cuthbert,	Parke,
Flournoy,	Piles,
Freeman,	Talbot,
Hamilton,	Walker and
Hardin,	Ware.
Hardie,	

There being a tie the President decided in the negative.

Ordered that the said resolution from the House of Representatives lie on the table.

Mr. Foster gives notice that he will on to-morrow move for the appointment of a committee, to prepare and report a bill to compel the Clerks of the Courts of Ordinary in this state, to give security.

Adjourned 'till 10 o'clock to-morrow morning.

FRIDAY, 17th November, 1815.

Mr. Parke from the committee, reported a bill to alter the 15th section of the 4th article of the constitution, which was received and read the first time.

Mr. Charlton from the committee, reported a bill to authorize Leah Jones and Elizabeth M'Conky, to trade as femmes sole and free dealers, which was received and read the first time.

Mr. Moore from the committee, reported as follows, which was read and agreed to, to wit:

The committee to whom was referred the petition of George Lea and Joel M'Clendon, beg leave to report, that they have taken the prayer of the petitioners under consideration, and find no document to prove that the said petitioners have not been paid; they therefore recommend that the prayer of the petitioners be rejected.

Mr. Knight presented a petition from a number of the inhabitants of Glynn county, which was read and referred to the committee on Petitions.

On motion of Mr. Hopkins,

Mr. Charlton was added to the committee to revise the militia law.

Mr. Cleveland from the committee, reported a bill to authorize the Adjutant General of this state to appoint an assistant, which was read the first time.

Mr. Charlton gives notice that he will on to-morrow, move for leave to report a bill to incorporate a Bank to

be

called the Bank of the State of Georgia.

Mr. Hudspeth from the joint committee on Finance, reported as follows, which was read and agreed to, to wit:

The joint committee on Finance, to whom was referred the Treasurer's Abstract and statement of receipts into, and payments from the Treasury, during the political year 1815, beg leave to report;

That they have carefully examined the same and find them correct; and to agree with the books of the Treasury in every particular; and further, that said books appear to be fairly and accurately kept; and that all the enquiries of the committee relative to the business of the office of the Treasurer, have been satisfactorily answered by that officer.

On motion of Mr. Cook,

Resolved, That George G. Gaines, be and he is hereby appointed Vendue-master for the town of Darien.

Mr. Charlton gives notice, that he will to-morrow move for the appointment of a committee, to prepare and report a bill to vest the election of Harbor master and Health officer of the city and port of Savannah, in the Mayor and Aldermen and Commissioners of Pilotage of said city.

Mr. Knight from the committee, reported a bill to oblige persons claiming lands in certain counties therein mentioned, to have them resurveyed, which was read the first time,—and

Ordered for a second reading in June next.

Mr. Bracewell agreeably to notice, moved for the appointment of a committee to prepare and report a bill, authorizing the Inferior court of Pulaski county, to levy an extra tax, &c.

Ordered, that messrs. Bracewell, Harris and Hatcher, be that committee.

Mr. Foster agreeably to notice, moves for the appointment of a committee to report a bill, to compel the Clerks of the Courts of Ordinary in this state, to give security.

Ordered that messrs. Foster, Cook and Cuthbert, be that committee.

The Senate resolved itself into a committee of the whole, on the bill to divorce Edmund Warren and Anna his wife—Mr. Milton in the chair—Mr. President resumed the chair, and Mr. Milton reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time, and on the question, shall this bill now pass? the yeas and nays being required, are yeas 24—nays 14.

Those who voted in the affirmative are messrs.

Bracewell,	Freeman,
Charlton,	Flournoy,
Cleveland,	Hamilton,
Cullens,	Hardin,
Cuthbert,	Hardie.

Hopkins,	Piles,
Lane,	Robinson,
Milton,	Swain,
Moore,	Talbot,
Newsom,	Walker,
Nowlan,	Williams and
Parke,	Wimberly.

Those who voted in the negative are messrs.

Blackman,	Harris,
Bird,	Hatcher,
Byne,	Hudson,
Cook,	Hudspeth,
Dooly,	Knight,
Daniel,	Montgomery and
Foster,	Ware.

There not being the majority required by the Constitution, the bill was lost.

The Senate took up the bill to amend an act, regulating the probate of wills, &c. which was amended, read the third time, and passed under the title of a bill to authorize the several Courts of Ordinary in this state, to appoint their Clerks administrators *de bonis non*, in certain cases.

The following bills were severally read the second time—and

Ordered for a committee of the whole.

A bill to amend an act, to establish the salaries of public officers in this state.

A bill for the relief of Christian Dasher, &c.

A bill to divorce Nancy Brown and Solomon Brown her husband—and

A bill to divorce Polly Martin and Joseph John Martin and Polly Royston and John Royston.

The bill to authorize William Scott, sen. of Camden county, to establish a toll—and

The bill to revise and amend the road laws of this state, so far as respects the county of Laurens, were severally read the second time—and

Ordered for a third reading.

A message from the House of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives have concurred in the resolution from Senate, requesting his Excellency the Governor to lay before the Legislature, information relative to certain lands, purchased by the commissioners of academies of sundry counties in this state—and

The resolution on the petition of William Stroud.

They have passed a resolution adding Mr. Hamilton to the joint military committee—and

A resolution saying, that the site of the public buildings in the county of Telfair shall be called and known by the name of Jacksonville.

They have passed a bill to secure to Ransom Carson, the right of establishing a Ferry—and

A bill to divorce and separate James Hobson and Sarah his wife—and he withdrew.

Ordered that the same lie on the table.

Mr. Hudspeth from the joint committee on Finance reported on the petition of Raymond Demere and others, which was read and ordered to lie on the table.

The Senate again resolved itself into a committee of the whole, on the bill to incorporate the Bank of Milledgeville—Mr. Lane in the chair—Mr. President resumed the chair, and Mr. Lane reported that they had gone thro' the same with amendments.

The Senate took up the report, and on the question to amend the same by disagreeing to the clause agreed to in committee, which reads as follows, to wit: "provided always, and be it further enacted that all the property of the said Stockholders, both real and personal, shall be bound for the payment of all bills that may be issued by the said Bank Directors?" it was determined in the affirmative, and the yeas and nays being required, are yeas 20—nays 16.

Those who voted in the affirmative are messrs.

Byne,	Hudspeth,
Charlton,	Lane,
Cook,	Moore,
Callens,	Montgomery,
Cuthbert,	Newsom,
Flournoy,	Piles,
Freeman,	Robinson,
Hamilton,	Talbot,
Hardie,	Walker and
Hopkins,	Ware.

Those who voted in the negative are messrs.

Blackman,	Harris,
Byrd,	Hatcher,
Bracewell,	Hudson,
Cleveland,	Knight,
Daniel,	Milton,
Dooly,	Parke,
Foster,	Swain and
Hardin,	Williams.

Mr. Cook then offered the following amendment, to wit: "and be it further enacted, that all the property both real and personal shall be bound for the redemption of all bills issued by said Bank, in proportion to their individual interest in said Bank, up to the time of their transfer of title."

Mr. Flournoy then offered the following, to wit: "and be it further enacted, that whenever the said Directors shall refuse to pay out specie for their bills when demanded, and a protest thereof shall be made in due form by a Notary Public, the said Directors shall thenceforth cease to carry on the operation of the Bank until such bills shall be paid off and satisfied"—and

Mr. Daniel offered the following, to wit: "and be it further enacted that all the property of the Stockholders which they may hold in their respective individual capacities, shall be subject to any judgment that may

be obtained against them, as well as all the property they may hold as a body corporate."

Whereupon Mr. Freeman called for the previous question, which is, shall the main question be now put? which was determined in the affirmative.

The several proposed amendments being therefore excluded;

The said report was then agreed to as amended, and the said bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required are yeas 27—nays 9.

Those who voted in the affirmative are messrs.

Byrd,	Hudspeth,
Byne,	Knight,
Charlton,	Lane,
Cook,	Milton,
Cullens,	Moore,
Cuthbert,	Newsom,
Flournoy,	Piles,
Foster,	Robinson,
Freeman,	Talbot,
Hardin,	Walker,
Hardie,	Ware,
Harris,	Williams and
Hatcher,	Wimberly.
Hopkins,	

Those who voted in the negative are messrs.

Blackman,	Hamilton,
Bracewell,	Hudson,
Cleveland,	Parke and
Daniel,	Swain.
Dooley,	

Mr. Charlton presented a petition from John M^cQueen, which was read and referred to a select committee, consisting of messrs. Charlton, Daniel and Talbot.

Mr. Cook from the committee reported a bill for the relief of Wilson Strickland, which was received and read the first time.

Mr. Flournoy presented from the Comptroller General, a statement of the public debt required of him by a resolution of Senate, which was read and ordered to lie on the table.

Adjourned 'till 10 o'clock to-morrow morning.

SATURDAY, 18th November, 1815.

On motion of Mr. Knight,

The Journal of yesterday was reconsidered so far as respects a bill to compel persons claiming lands in certain counties therein mentioned, to resurvey their lands.

On motion of Mr. Charlton,

The Journal of yesterday was also reconsidered so far as respects the bill to divorce Edmund Warren and Anna his wife.

Ordered that the said bills do lie on the table.

On motion,

Messrs. Cullens, Nowlan and Wimberly had leave of absence until Monday next 10 o'clock.

Mr. Moore gives notice that he will on Monday next move for the appointment of a committee to prepare and report a bill to incorporate the Monticello academy in Jasper county.

Mr. Dooley gives notice that he will on Monday next, move for leave to report a bill to repeal the fourth section of an act, to alter the time of holding the Superior courts in three several circuits in this state.

The Senate took up the report of the joint committee on Finance, on the memorial of Raymond P. Demere, Mary E. Demere and Francis A. Demere, which was read and again ordered to lie on the table.

Mr. Charlton from the committee reported a bill vesting the election of Health officer and Harbor-master for the port and city of Savannah, in the Mayor and Aldermen and Commissioners of Pilotage of said city, which was read the first time.

The rule being dispensed with, Mr. Flournoy had leave to report a bill to prevent the driving or enticing away cattle from one neighborhood to another, without the consent of the owners thereof, which was read the first time.

Mr. Harris gives notice that he will after Monday next move for the appointment of a committee, to prepare and report a bill to authorize the Inferior court of Telfair county to levy an extra tax.

Mr. Hardin notifies the Senate that he will after Monday next move for the appointment of a committee, to prepare and report a bill to compel the Bank of Augusta and the Planters' Bank in Savannah to pay specie for their notes.

The Senate took up the message of yesterday from the House of Representatives, and the resolutions therein contained were concurred in, and the bills read the first time.

Mr. Bracewell from the committee reported a bill to authorize the Inferior court of Pulaski county to levy an extra tax, which was received and read the first time.

The following bills were severally read the second time—and

Ordered for a committee of the whole, to wit:

A bill to authorize Leah Jones and Elizabeth M^cConky to trade as femmes sole and free dealers.

A bill to authorize the Adjutant General of this state to employ a Deputy.

A bill for the relief of Wilson Strickland—and

A bill to alter the 15th section of the 4th article of the Constitution.

The Senate resolved itself into a committee of the whole, on the bill to amend an act, to regulate the fees of the public officers of this state—Mr. Daniel in the chair—Mr. President resumed the chair, and Mr. Daniel reported that they had gone thro' the same with amendments.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The bill to revise and amend the road laws of this state, so far as respects the county of Laurens—and

The bill to authorize William Scott, senr. of Camden county to establish a toll, &c. were severally read the third time and passed.

Mr. Charlton from the committee reported on the petition of John M^cQueen, which was read and ordered to lie on the table.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a resolution, appointing a joint committee to collect information relative to the outrages committed by the late enemy on the southern maritime parts of this state—and

A resolution requiring his Excellency the Governor, to lay before the Legislature a statement of the arms, &c. belonging to the state.

They have passed the following bills :

A bill to establish and make plain the dividing line between Bulloch and Emanuel counties.

A bill to authorize the Inferior courts of Tatnall and Emanuel counties, to draw Grand and Petit Jurors.

A bill to levy a tax on the citizens of Hancock county, &c.

A bill to relieve the citizens of this State from paying taxes for property plundered and taken away since the first day of January last.

A bill to authorize the Inferior court of Baldwin county to levy an extra tax.

A bill for the relief of Wm. O. Whitney and Nathaniel Payne.

A bill to divorce John Douglass and Jiney Douglass his wife.

A bill for the better regulation of boats and boats crews navigating the Savannah river, from the city of Augusta to the head waters thereof—and

A bill to alter the time of holding the Superior courts in the middle circuit, &c.—and he withdrew.

The Senate took up the message, and the resolution requesting a statement of the arms, &c. was concurred in, and the said bills read the first time.

Ordered that the balance of said message lie on the table.

Adjourned 'till 10 o'clock to-morrow morning.

MONDAY, 20th November, 1815.

Mr. Dooly reported a bill to be entitled an act, to alter the time of holding the Superior courts in three several circuits in this state, passed the 15th day of December, 1809, which was read the first time.

Mr. Charlton presented a petition from Clem Lanier, which was read and referred to a special committee.

Ordered that messrs. Charlton, Bracewell and Winberry, be that committee.

Mr. Montgomery notified the Senate that he would to-morrow, move for a committee to be appointed, to prepare and report a bill to be entitled an act, to establish a uniform rule of practice for the government of the courts of Law and Equity in this state.

Mr. Freeman presented a petition from Augustin Harris esq. which was read and referred to a special committee.

Ordered that messrs. Freeman, Daniel and Parke be that committee.

Mr. Harris notified the Senate that he would to-morrow ask leave to report a bill to be entitled an act, to incorporate the town of Jacksonville in the county of Telfair.

Mr. Parke notified the Senate, that he would move for leave to report a bill to be entitled an act, to promote *Science* and *Literature* in the State of Georgia.

The Senate took up the report of the committee of Finance on the petition of the heirs of Raymond Demerie; and the same being read and amended, was agreed to and is as follows :

The joint committee on Finance, to whom was referred the petition of Reymond Demere and others, beg leave to report.

That they have had the same together with the accompanying documents under their serious consideration and recommend the following resolution ;—

Resolved, That the prayer of the petitioners is reasonable and ought to be granted, so far as to cancel or deliver up to the petitioners the bonds given to the state, for the two tracts of land called Cherry-Hill and Dublin; the same having reverted to the state, and having been sold by the commissioners of confiscated property, for the benefit of the state—

Provided nevertheless, that the Solicitor General of the Eastern district be, and he is hereby required, to prosecute the claim of the state for said tracts of land, until a final trial and decision. *Provided also*, that the said Demere relinquish all right and claim against the state for or on account of any monies, paid by his father for said lands, and title which his father may have received for the same.

A message from the House of Representatives by Mr. Clayton their Clerk;

Mr. President,

The House of Representatives have agreed to the report of the committee of Finance, on the petition of William Reily and John Lesley.

They have agreed to the report of the committee of Finance, on the claim of John Sorrells, and to the report of the committee of Finance on the Treasurer's Abstract.

They have passed the following bills :—

A bill to be entitled an act to regulate the inspection of Tobacco in this state.

A bill to authorize Shaler Hillyer of Wilkes county to build a mill dam across Broad-river at the shoals

called and known by the name of Muckle's Ferry shoals.

A bill to alter certain names.

They have agreed to the report of the committee of Finance, on the Governor's Communication, relative to disbursements on the fortifications around Savannah.

They have passed a resolution that the Senators and Representatives of this state, in the Congress of the United States, be instructed to apply, to have an act created, to authorize the collection of duty on tonnage of ships and vessels, as a compensation to the Harbor-master and Health officer of the port of Savannah—and

They have agreed to the amendments of Senate to the bill for the relief of Tax Collectors—and he withdrew.

The Senate took up the message, and concurred in the resolution, requesting our Senators and Representatives in Congress, to obtain an act on tonnage, &c.

On the question to concur in the report of the committee on Finance, on the petition of William Reily and John Lesly, as agreed to by the House of Representatives, it was determined in the negative, and the yeas and nays being required, are yeas 17—nays 16.

Those in the affirmative, are messrs.

Blackmon,	Freeman,	Newsom,
Bird,	Hardie,	Robinson,
Bracewell,	Hopkins,	Swain,
Cook,	Knight,	Walker, and
Flournoy,	Milton,	Ware.
Foster,	Moore,	

Those in the negative, are messrs.

Charlton,	Hardin,	Nowlan,
Cleveland,	Harris,	Park,
Cuthbert,	Hatcher,	Piles, and
Daniel,	Hudson,	Talbot.
Dooly,	Hudspeth,	
Hamilton,	Montgomery,	

The President of Senate having voted in the negative, the bill was lost.

The other reports of the committee on Finance, agreed to by the House of Representatives, were severally taken up and read and concurred in—and

The said bills were severally read the first time.

The Senate took up the following bills, which were severally read the 2nd time, viz.

A bill to be entitled an act, to vest the election of Health officer and Harbor-master of the port and city of Savannah, in the Mayor and Aldermen, and Commissioners of Pilotage of said city.

Ordered for committee of the whole.

The bill to be entitled an act, to divorce and separate James Hobson and Sarah his wife;

Ordered for a third reading on to-morrow.

The bill to secure to Ransom Carson, a citizen of Wayne county, the right and privilege of establish-

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ing a Ferry across the river Satilla, in said county;

Ordered for a third reading.

The bill to authorize the Justices of the Inferior court of Pulaski county, to levy an extra tax;

Ordered for a third reading.

The bill to prevent the driving or enticing away cattle, from one neighbourhood to another, without the consent of the owner or owners thereof;

Ordered for committee of the whole.

The bill to establish and make plain the dividing line between Bulloch and Emanuel counties;

Ordered for a third reading.

The bill to enable the Justices of the Inferior court for the counties of Tatnall & Emanuel, to draw Grand and Petit Jurors;

Ordered for committee of the whole.

The bill to be entitled an act, to levy a tax on the citizens of Hancock county, for county purposes;

Ordered for a third reading.

The bill for relieving the citizens of this state, from paying taxes for property plundered and taken away by the British, since the first day of January last;

Ordered for committee of the whole.

The bill to be entitled an act, to authorize the Justices of the Inferior court of Baldwin county, to levy an extra tax;

Ordered for a third reading.

The bill to release and exonerate William O. Whitney and Nathaniel Payne, from their bond of recognizance.

Ordered for committee of the whole.

The bill to alter the times of holding the courts of the Middle Circuit of this state;

Ordered for committee of the whole.

The bill for the better regulation of boats and boats crews, navigating the Savannah-river, &c.

Ordered for committee of the whole—and

The bill to divorce John Douglass and Jiney his wife;

Ordered for committee of the whole on to-morrow.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to authorize Leah Jones and Elizabeth M'Conky, to trade as females sole and free dealers—mr. Hudson in the chair—mr. President resumed the chair, and mr. Hudson reported that the committee was instructed to rise and report the further consideration of this bill be postponed until June next.

The Senate took up the report, and the same being read, was agreed to.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, for the relief of Christian Dasher—mr. Charlton in the chair—mr. President resumed the chair, and mr. Charlton reported progress, and had leave to sit again.

The Senate resolved itself into a committee of the whole, on the bill to authorize the Adjutant General of

this state, to appoint an assistant—mr. Walker in the chair—mr. President resumed the chair, and mr. Walker reported that they had gone through the bill without any amendment.

Whereupon the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, for the relief of Wilson Strickland—mr. Hopkins in the chair—mr. President resumed the chair, and mr. Hopkins reported progress, and had leave to sit again.

The Senate took up the resolution on the report of the joint committee, to contract with a printer for the printing the Laws and Journals of the present Session.

On motion of mr. Cook,

Resolved, That messrs. Jones and Hightower have the public printing of this state, for the present political year, on the terms contained in their proposition, submitted to this Legislature; on the question to agree to the resolution, it was determined in the negative.

Whereupon the original resolution was agreed to, in the words following:

Resolved, That Messrs. Seaton & Fleming Grantland have the public printing of this state, for the present political year, at the same price and on the same conditions as for the preceding.

mr. Swain Reported on the petition of the inhabitants of Wayne and Glynn counties, which was ordered to lie on the table.

Agreeably to notice, Mr. Moore moved for a committee, to prepare and report a bill to incorporate the trustees of the Monticello Academy, in Jasper county.

Ordered that Messrs. Moore, Montgomery & Cook, be that committee.

The Senate took up the communication of the Comptroller General, on the subject of outstanding evidences of debt due by the state, which was read and referred to the committee, to whom was referred the memorial of the Hon. William Stephens.

Mr. Daniel from the committee reported a bill to be entitled an act, more effectually to improve the public roads in this state, which was received and read the first time.

Adjourned 'till 10 o'clock to-morrow morning.

TUESDAY, 21st November, 1815.

mr. Newsom from the committee reported a bill to authorize his Excellency the Governor to pay out of the contingent fund of 1816, in part the expence of Thomas Dixon &c. which was read the first time.

mr. Moore from the committee reported a bill to incorporate the Monticello academy in Jasper county, which was read the first time.

mr. Parke agreeably to notice introduced a bill to promote science and literature in the state of Georgia, which was read the first time.

mr. Charlton agreeably to notice reported a bill to incorporate a Bank to be called the Bank of the state of Georgia, which was received and read the first time.

The rule being dispensed with, mr. Freeman had leave to report instantler, a bill to incorporate the Oconee Importing and Exporting Company, which was read the first time.

mr. Harris agreeably to notice reported a bill to incorporate the town of Jacksonville in the county of Telfair, which was received and read the first time.

mr. Bird gives notice that he will on to-morrow move for the appointment of a committee to prepare and report a bill to repeal an act, amendatory to an act, to regulate roads in this state, &c. &c.

mr. Hardin agreeably to notice moves for the appointment of a committee, to prepare and report a bill to compel the Banks of Augusta and Savannah to pay specie for their notes.

Ordered that messrs. Hardin, Walker and Charlton be that committee.

mr. Montgomery agreeably to notice moves for the appointment of a committee to report a bill to establish an uniform rule of practice for the Government of the courts of Law and Equity in this state.

Ordered that messrs. Montgomery, Daniel and Dooly be that committee.

The bill to divorce James Hobson and Sarah his wife, was read the third time, and on the question shall this bill now pass? it was determined in the negative, and the yeas and nays being required, are yeas 17—nays 19.

Those who voted in the affirmative are Messrs.

Bracewell,	Milton,	Robinson,
Charlton,	Moore,	Swain,
Cullens,	Newsom,	Talbot,
Flournoy,	Nowlan,	Walker, and
Hardin,	Parke,	Williams.
Hardie,	Piles,	

Those who voted in the negative are Messrs.

Blackmon,	Dooly,	Hudson,
Bird,	Foster,	Hudspeth,
Byne,	Freeman,	Knight,
Cleveland,	Hamilton,	Montgomery, and
Cook,	Harris,	Ware.
Cuthbert,	Hatcher,	
Daniel,	Hopkins,	

The Senate resolved itself into a committee of the whole, on the bill to divorce John Douglass and Jiney his wife—mr. Hardin in the chair—mr. President resumed the chair, and mr. Hardin reported that they had gone thro' the same without amendment.

The Senate took up and agreed to the report, and the said bill was read the third time, and on the question shall this bill now pass? the yeas and nays being required, are yeas 19—nays 17.

Those who voted in the affirmative, are Messrs.

Bracewell,	Cleveland,	Flournoy,
Charlton,	Cullens,	Hamilton,

Hardie,	Nowlan,	Talbot,
Hopkins,	Parke,	Williams, and
Milton,	Piles,	Walker.
Moore,	Robinson,	
Newsom,	Swain,	

Those who vote in the negative, are Messrs.

Blackmon,	Dooly,	Hudson,
Bird,	Foster,	Hudspeth,
Byne,	Freeman,	Knight,
Cook,	Hardin,	Montgomery, and
Cuthbert,	Harris,	Ware.
Daniel,	Hatcher,	

There not being the majority required by the constitution the bill was lost.

The Senate resolved itself into a committee of the whole, on the bill to divorce Polly Martin and Joseph John Martin and Polly Royston and John Royston—mr. Ware in the chair—mr. President resumed the chair, and mr. Ware reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time, and on the question shall this bill now pass? the yeas and nays being required are yeas 20—nays 13.

Those who voted in the affirmative are messrs.

Bracewell,	Hamilton,	Piles,
Charlton,	Hardin,	Robinson,
Cleveland,	Hopkins,	Swain,
Cullens,	Milton,	Talbot,
Cuthbert,	Moore,	Walker, and
Flournoy,	Newsom,	Williams.
Freeman,	Parke,	

Those who voted in the negative are messrs.

Blackmon,	Dooly,	Knight,
Bird,	Foster,	Montgomery, and
Byne,	Harris,	Ware.
Cook,	Hudson,	
Daniel,	Hudspeth,	

There not being the majority required by the constitution the bill was lost.

mr. Flournoy offered the following resolution, which was ordered to lie on the table.

Resolved, That the Governor is hereby authorized to discharge any demand that may be made on this state, by the General Government for Direct Tax, in the way that may appear to him the most expedient for the benefit of the community.

mr. Foster offered a resolution requiring the Secretary of State, Treasurer, Surveyor General and Comptroller General to make out a list of the books of their respective offices, &c. which was ordered to lie on the table.

The Senate took up the report of the committee on the petition of John M'Queen, which was read, amended and agreed to, in the words following, to wit:

The committee to whom was referred the petition of John M'Queen, stating, that in the year 1808, he delivered to John M'Kinnon as commissioner of confisca-

ted property, certain plots and grants of land, amounting to 13,354 acres; that on the 24th day of December 1810, 7,200 acres of the said lands were sold at public sale in Milledgeville for \$34,012, and that the said John M'Kinnon bought in for, and by desire of the petitioner, the Jefferson tract of land containing 3000 acres, the titles for which the petitioner has not received, and praying that titles may be ordered to him for the said 3000 acres, which includes 2000 acres granted Sir James Wright, 500 acres granted Thomas Moodie, and 500 acres granted Charles West, as the property of said Sir James Wright, excepting the town of Jefferson, which is by law excepted;

Report, That they have examined the documents and find the facts correct, as stated in said petition, and therefore beg leave to recommend the following resolutions:—

Resolved, That the commissioners of confiscated estates, or a majority of them, do now make and execute titles for three thousand acres of land on Great Satilla river, in Camden county, consisting of three several tracts; that is to say, two thousand acres granted Sir James Wright, five hundred acres granted Thomas Moodie, and five hundred acres granted Charles West, (reserving the town of Jefferson, as by law is excepted) which said tracts consisting of three thousand acres, were sold in November, 1810, as the property of Sir James Wright, for the sum of fifteen thousand dollars, and bid off by the said John M'Kinnon, one of the said commissioners, for the said John M'Queen; he the said John M'Queen complying with the terms of the sale.

And be it further resolved, that the said John M'Kinnon, one of the said commissioners be, and he is hereby required, to deliver to the Treasurer of this state, all the grants and plots which were delivered to him, by the said John M'Queen, agreeably to a list or schedule thereof, signed by the said John M'Kinnon, which shall be lodged with the said Treasurer. And that so soon as the balance of the land shall have been sold, the said M'Queen shall be entitled to receive his per centum on the same.

Resolved, That the said John M'Kinnon do return to the commissioners of confiscated estates, the blank deeds which were intended to be filled for the said John M'Queen.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed the following bills, to wit:

A bill to divorce Stephen Witts and Viney his wife.

A bill for the relief of certain widows and orphans.

A bill to establish a Flour Inspection in the town of Darien—and

A bill to alter the times of holding the Superior courts of the Eastern circuit.

They have passed the bill from Senate to incorporate

an academy in the village of Powelton in Hancock county.

The bill to amend an act, to establish the salaries of public officers, &c. &c. with amendments—and

The bill to point out the mode of trial of offences committed by free persons of color—and he withdrew.

Ordered that the said message do lie on the table.

The following bills were severally read the second time, and ordered for a committee of the whole, to wit:

A bill to repeal the 4th section of an act, to alter the time of holding the Superior courts of three several circuits of this state, &c.

A bill the more effectually to improve the public roads of this state—and

A bill to be entitled an act to regulate the inspection of Tobacco in this state.

The bill to authorize Shaler Hillyer to build a dam across Muckle's Ferry shoals in Wilkes county, being read the second time, Mr. Daniel offered the following resolution, which was agreed to, to wit:

Resolved, That the further consideration of said bill be postponed until the meeting of the next General Assembly, in order that the sense of the citizens of the different counties residing above the said shoal, on or near the said river, may be known, on the subject contemplated by the said bill.

The following bills were severally read the third time and passed, to wit:

A bill to authorize the Inferior court of Baldwin county to levy an extra tax.

A bill to authorize the Inferior court of Hancock county to levy an extra tax.

A bill to make plain the dividing line between Bulloch and Emanuel counties.

A bill to secure to Ransom Carson, a citizen of Wayne county, the right of establishing a Ferry across the river Satilla in said county—and

A bill to authorize the Inferior court of Pulaski county, to levy an extra tax.

The Senate took up the message from the House of Representatives, and on the question to disagree to the following amendments made by the house of Representatives to the bill to amend an act, to establish the salaries of the public officers, &c. to wit: strike out 100 dollars to the Secretary of Senate and Clerk of the house of representatives and insert 300; it was determined in the affirmative, and the yeas and nays being required, are yeas 20—nays 15.

Those in the affirmative are Messrs.

Blackmon,	Flournoy,	Hudspeth,
Bracewell,	Foster,	Knight,
Cleveland,	Hardin,	Moore,
Cook,	Hardie,	Montgomery,
Cullens,	Harris,	Piles, and
Daniel,	Hatcher,	Swain.
Dooley,	Hopkins,	

Those who voted in the negative, are Messrs.

Bird,	Hudson,	Robinson,
Charlton,	Milton,	Talbot,
Cuthbert,	Newsom,	Ware,
Freeman,	Nowlan,	Walker, and
Hamilton,	Parke,	Williams.

The remainder of the bills in the said message were read the first time—and

Ordered for a second reading.

And the bill to divorce Stephen Witts and Viney Witts his wife, was

Ordered for a second reading in June next.

Mr. Charlton from the committee, reported a bill for the relief of Bird Jackson Lanier and John Jefferson Lanier, two minors, which was read the first time.

Mr. Parke presented a petition from a number of the citizens of Hancock county, which was read and referred to a select committee, consisting of messrs. Parke and Freeman.

The Senate took up and agreed to the report following, to wit:

The committee to whom was referred the petition of the inhabitants of Wayne and Glynn counties, have had the same under their serious consideration, and are of opinion, the prayer of the petitioners is unreasonable, and ought not to be granted.

Mr. Nowlan from the committee on enrollment, reported as duly enrolled and signed by the Speaker, an act for the relief of certain Tax Collectors of this state, which was presented to and signed by the President of Senate.

Adjourned 'till 10 o'clock to-morrow morning.

WEDNESDAY, November 22d, 1815.

On motion of Mr. Parke,

The Journal of yesterday was re-considered so far as respects the bill to divorce Polly Martin and Joseph John Martin and Polly Royston and John Royston.

Ordered that the said bill do lie on the table.

On motion of Mr. Cuthbert,

To re-consider the journal of yesterday so far as respects the bill to authorize Shaler Hillyer to build a dam across Muckle's ferry shoals in Wilkes county, it was determined in the affirmative, and the yeas and nays being required are yeas 26—nays 8.

Those who voted in the affirmative are messrs.

Bird,	Hardie,	Piles,
Bracewell,	Hardin,	Robinson,
Charlton,	Harris,	Swain,
Cullens,	Hopkins,	Talbot,
Cuthbert,	Hudson,	Walker,
Flournoy,	Hudspeth,	Ware,
Foster,	Knight,	Williams, and
Freeman,	Milton,	Wimberly.
Hamilton,	Parke,	

Those who voted in the negative are messrs.
 Blackmon, Daniel, Montgomery, and
 Cleveland, Dooly, Newsom.
 Cook, Hatcher,

A message from the House of Representatives by
 Mr. Clayton their Clerk ;

Mr. President,

The house of Representatives have agreed to the
 report of the committee of Finance on the petition of
 Drury Williams—and

They do adhere to their amendments made to the
 bill to be entitled an act, to amend an act, to establish
 the salaries of the public officers—and he withdrew.

The Senate took up the message—and

Resolved, That the Senate do still adhere to their
 disagreement to the amendments made by the house
 of Representatives to the bill establishing the salaries
 of the public officers of this state, and that a commit-
 tee of conference be appointed on the part of Senate to
 join such as may be appointed on the part of the house
 of Representatives to confer on the subject matter in
 dispute ;

Ordered that Messrs. Dooly, Cook, Cutlibert, Har-
 din and Parke be that committee on part of Senate.

Ordered that the resolution on the petition of Drury
 Williams do lie on the table.

Mr. Montgomery from the committee, reported a bill
 to be entitled an act, to establish an uniform mode of
 practice in the several courts of Law and Equity in
 this state, which was read the first time.

Mr. Hardin from the committee on the State of the
 Republic reported a bill to authorize the trustees of the
 University of Georgia to sell the lands belonging to
 said University, and to systematise the funds belonging
 thereto, which was read the first time.

Mr. Freeman from the committee reported on the pe-
 tition of Augustin Harris, which was read and ordered
 to lie on the table.

Mr. Nowlan from the committee on enrolled bills, re-
 ported as duly enrolled and signed by the Speaker, an
 act to incorporate an academy in the village of Pow-
 elton in Hancock county—and

An act to point out the mode of trial of offences com-
 mitted by free persons of color, which were presented
 to and signed by the President.

Ordered that the committee take said acts to his Ex-
 cellency the Governor for his revision.

The Senate again resolved itself into a committee of
 the whole, on the bill for the relief of Wilson Strick-
 land—Mr. Hardie in the chair—Mr. President resumed
 the chair, and Mr. Hardie reported that they had gone
 thro' the bill without any amendment.

Ordered that the said report do lie on the table.

The Senate resolved itself into a committee of the
 whole, on the bill to prevent the driving away cattle
 from one neighborhood to another without the consent
 of the owner—Mr. Moore in the chair ; Mr. President

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resumed the chair, and Mr. Moore reported, that they
 had gone thro' the same with an amendment.

The Senate took up and agreed to the report—and
 The said bill was read the third time and passed.

Mr. Nowlan had leave to introduce instantler, a bill
 to be entitled an act, to amend the several estray laws
 now in force in this state, which was read the first
 time.

A message from the House of Representatives, by
 Mr. Clayton, their Clerk.

Mr. President,

The house of Representatives have acceded to the
 request of Senate appointing a committee of conference
 on the bill to amend the act regulating the salaries of
 the public officers of this state, and have joined a com-
 mittee on their part—and he withdrew.

A message from his Excellency the Governor, by
 Mr. Porter, his Secretary.

Mr. President,

I am instructed by his Excellency the Governor, to
 notify the Senate, that he has this day approved of and
 signed five resolutions which originated in this branch
 of the Legislature, the substance of which are as fol-
 lows, to wit :

One appointing Alexander Greene and Harris Al-
 len, Esquires, Vendue-masters for the town of Mil-
 ledgeville.

One appointing Wm. Belcher, Moses Herbert, Ar-
 chibald Campbell M'Intyre and Lewis Johnson, Es-
 quires, Notaries Public for the city of Savannah and
 county of Chatham.

One confirming the Executive appointment of John
 Milton, Esquire, a commissioner of the Academy of
 Burke county, in the place of Amos Whitehead decess-
 ed.

One relative to the petition of Wm. Stroud, a wound-
 ed soldier, that he ought to be allowed fifty dollars—and

One requesting information from the Executive, of
 what measures have been taken for investigating the
 claim of the state, to certain confiscated lands purchas-
 ed in November, 1840, by certain counties for the
 benefit of heir academies ;

A communication from the Executive on this subject,
 is herewith presented—and he withdrew.

Ordered that the said message do lie on the table.

Mr. Dooly from the joint committee of conference to
 whom was refered the subject matter of disagreement
 between the two branches on the bill to amend an act,
 regulating the salaries of the public officers of this state,
 &c.

Reported, That the Senate recede and concur with
 the house of Representatives in their amendments to
 said bill.

The Senate took up the report, and the same being
 read, Mr. Montgomery moved that the report of the
 joint committee and the bill lie on the table the balance

of the session, and on the question to agree to the same, it was determined in the negative, and the yeas and nays being required, are yeas 14—nays 22.

Those who voted in the affirmative are Messrs.

Bracewell,	Dooly,	Moore,
Blackmon,	Hardin,	Montgomery,
Cleveland,	Hatcher,	Piles, and
Cook,	Hopkins,	Swain.
Daniel,	Hudspeth,	

Those who voted in the negative are messrs.

Bird,	Hardie,	Robinson,
Charlton,	Harris,	Talbot,
Cullens,	Hudson,	Walker,
Cuthbert,	Knight,	Ware,
Flournoy,	Milton,	Williams, and
Foster,	Newsom,	Wimberly.
Freeman,	Nowlan,	
Hamilton,	Parke,	

Upon the question to agree to the report of the committee of conference, it was determined in the affirmative, and the yeas and nays being required, are yeas 20—nays 16.

Those who voted in the affirmative are Messrs.

Bird,	Hardie,	Robinson,
Charlton,	Harris,	Talbot,
Cullens,	Hudson,	Walker,
Cuthbert,	Milton,	Ware,
Flournoy,	Newsom,	Williams, and
Freeman,	Nowlan,	Wimberly.
Hamilton,	Parke,	

Those in the negative are messrs.

Blackmon,	Foster,	Moore,
Bracewell,	Hardin,	Montgomery,
Cleveland,	Hatcher,	Piles, and
Cook,	Hopkins,	Swain.
Daniel,	Hudspeth,	
Dooly,	Knight,	

On motion,

Ordered that the Secretary carry the report of the committee of conference on the matter of dispute between the two branches, relative to amendments made to the bill to be entitled an act, regulating the salaries of the public officers of this state; on the question to agree, it was determined in the affirmative, and the yeas and nays being required, are yeas 21—nays 14.

Those in the affirmative are messrs.

Bird,	Hamilton,	Parke,
Bracewell,	Hardie,	Robinson,
Charlton,	Harris,	Talbot,
Cullens,	Hudson,	Walker,
Cuthbert,	Milton,	Ware,
Flournoy,	Newsom,	Williams, and
Freeman,	Nowlan,	Wimberly.

Those in the negative are messrs.

Blackmon,	Foster,	Knight,
Cleveland,	Hardin,	Moore,
Cook,	Hatcher,	Montgomery, and
Daniel,	Hopkins,	Swain.
Dooly,	Hudspeth,	

Agreeably to notice Mr. Bird moved for a committee to prepare and report a bill to repeal an act, passed the 27th November, 1812, amendatory to an act entitled an act, regulating roads in this state, so far as respects the counties of Bryan, Liberty, M'Intosh, Glynn, Camden and Wayne, passed on the 8th day of December 1806, and to revive said road law so far as respects the county of Bryan;

Ordered that messrs. Bird, Cuthbert and Hopkins be that committee.

The Senate took up the report of the committee of the whole, on the bill for the relief of Wilson Strickland, which was read, amended and agreed to.

Whereupon the said bill was read the third time and passed.

Mr. Dooly notified the Senate that he will after tomorrow ask leave to report a bill to be entitled an act, to prevent any person in this state from holding any two offices or appointments, elected or appointed by the people or the Legislature, or in any other manner, both of which shall have a salary or compensation annexed to the same.

Mr. Foster called up his resolution, which was ordered to lie on the table on the 21st inst. and the same being read was agreed to, and is as follows:

Whereas, there is no law or resolution in this state, requiring the Secretary of State, Treasurer, Surveyor General or Comptroller General, to make out a Schedule or list of the books of record and other documents or papers, appertaining to their said several offices, to the Executive or elsewhere—and

Whereas, it is deemed expedient, that there should be a record of the schedule of all such books of records and other documents, appertaining to the said several offices, so as to ascertain the records belonging to this state.

Therefore, be it resolved by the Senate and house of Representatives of the State of Georgia in General Assembly met, and by the authority of the same, that his Excellency the Governor, and his successors in office, Governors for the time being, be, and he is hereby authorized and required to cause the Secretary of State, Treasurer, Surveyor General and Comptroller General, to make out a schedule or list of all the books of records and such other papers as his Excellency may think expedient, appertaining to their said several offices and have the said schedule, filed and recorded in the Executive office—and

Be it further resolved, that the said several officers, do annually at the end of each political year, make out a like schedule of the increase of the records and other documents belonging to their said several offices, to the then Executive officer, to be filed of record as aforesaid.

Mr. Nowlan from the committee of enrolment, reported as duly enrolled and signed by the Speaker, an act to amend an act, entitled an act, to establish the sal-

aries of the public officers of this state, for the political year 1808 and 1809, and from thence until the same shall be repealed, and for defining the fees of malicious prosecutions, passed on the 8th December, 1806, which was presented to and signed by the President of Senate.

Ordered, that the committee of enrolment do carry said act to his Excellency the Governor for his approbation.

Mr. Hardin from the committee, reported a bill to be entitled an act, to incorporate a Company, for the purpose of opening and keeping open the rivers Oconee, Ocmulgee and Alatamaha, from the mouth of Fishing creek on the Oconee, and from Fort-Hawkins, on the Ocmulgee, to Darien, which was read the first time.

A message from his Excellency the Governor by Mr. Porter, his Secretary.

Mr. President,

His Excellency the Governor, has approved of and signed the act, entitled an act, to amend an act, entitled an act, to establish the salaries of the public officers of this state, for the political years 1808 and 1809, and from thence until the same shall be repealed, and for defining the fees of malicious prosecutions, passed on the 8th December, 1806—and he withdrew.

Ordered, that the committee of enrolment do carry the said act to the Secretary of State, and see the great seal affixed thereto.

The bill to be entitled an act, to incorporate a Bank, to be called the Bank of the State of Georgia, was taken up and read the second time;

Ordered for committee of the whole.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives are in readiness to receive the Senate in the Representative chamber, for the purpose of proceeding to the election of Secretary of State, Treasurer, Surveyor and Comptroller Generals of this state—and he withdrew.

The Senate then repaired to the Representative chamber, and being seated, proceeded by joint ballot to said elections, and on counting out the votes, it appeared that Abner Hammond Esq. was re-elected Secretary of State; George Roots Clayton Esq. Treasurer; Edmund Booker Jenkins, Esq. Surveyor General; and James Bozeman, Esq. Comptroller Generals of this State.

The Senate then returned to their chamber—and Adjourned 'till 10 o'clock to-morrow morning.

THURSDAY, 23d November, 1815.

On motion of Mr. Freeman,

To reconsider the journal of yesterday, so far as respects the bill for the relief of Wilson Strickland, it was

determined in the negative, and the yeas and nays being required, are yeas 8—nays 27.

Those who voted in the affirmative are messrs.

Cleveland,	Hamilton,	Nowlan, and
Cook,	Knight,	Walker.
Freeman,	Milton,	

Those who voted in the negative are messrs.

Blackmon,	Foster,	Montgomery,
Bird,	Hardin,	Newson,
Bracewell,	Hardie,	Park,
Charlton,	Harris,	Piles,
Cullens,	Hatcher,	Robinson,
Cuthbert,	Hopkins,	Swain,
Daniel,	Hudson,	Talbot,
Dooly,	Hudspeth,	Ware, and
Flournoy,	Moore,	Wimberly.

Mr. Parke presented a memorial from Col. Jonas Fauche, which was read and referred to a select committee, consisting of Messrs. Parke, Hardie & Talbot.

Mr. Hardin from the committee, reported a bill to compel the Bank of Augusta, and the Planter's Bank in Savannah, to pay specie for their notes, which was read the first time.

Mr. Bird from the committee, reported a bill to repeal an act, to amend an act, regulating roads in this state, &c. so far as respects the county of Bryan, which was received and read the first time.

The Senate resolved itself into a committee of the whole, on the bill to alter the 15th section of the 4th article of the Constitution of this state—Mr. Talbot in the chair—Mr. President resumed the chair, and Mr. Talbot reported that they had gone thro' the same without any amendment.

Ordered that the said report lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to vest the election of Health officer and Harbour-master of the port and city of Savannah, in the Mayor and Aldermen, and Commissioners of Pilotage of said city—Mr. Hamilton in the chair—Mr. President resumed the chair, and Mr. Hamilton reported, that they had gone thro' the bill with an amendment.

The Senate took up the report, which was amended and ordered to lie on the table.

The Senate again resolved itself into a committee of the whole, on the bill to repeal the 4th, 5th, 6th, and 7th sections of an act, authorizing the Courts of Equity in this state, to grant remedies in certain cases, &c. &c.—Mr. Milton in the chair—Mr. President resumed the chair, and Mr. Milton reported that they had gone thro' the same without any amendment.

Ordered that the said report lie on the table.

The Senate resolved itself into a committee of the whole on the bill to authorize the Justices of the Inferior courts of the counties of Tatnall and Emanuel, to draw Grand and Petit Jurors for said counties—Mr. Walker in the chair—Mr. President resumed the chair,

and Mr. Walker reported progress and had leave to sit again.

The Senate resolved itself into a committee of the whole, on the bill for the better regulation of boats and boats crews, navigating the waters of the Savannah river, from the city of Augusta, to the head waters thereof—Mr. Robinson in the chair—Mr. President resumed the chair, & Mr. Robinson reported that they had gone thro' the bill without any amendment.

The Senate ordered the report to lie on the table.

The Senate resolved itself into a committee of the whole, on the bill relieving the citizens of this state from paying tax on property plundered from them by the British—Mr. Cook in the chair—Mr. President resumed the chair, and Mr. Cook reported that they had gone through the same without any amendment.

The Senate took up the report, which was read and ordered to lie on the table.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have concurred in the report of the joint committee on the subject of printing the Laws and Journals of the present Session.

They have passed a resolution confirming the Executive appointment of Young Gresham, a Trustee of the University of Georgia—and

They have passed a bill to amend the 5th section of an act, amendatory of an act, to amend an act, to authorize the fortunate drawers in the late Land Lotteries, to take out their grants &c.—and he withdrew.

Ordered that the said message do lie on the table.

The Senate resolved itself into a committee of the whole on the bill the more effectually to improve the public roads in this state—Mr. Cuthbert in the chair—Mr. President resumed the chair, and Mr. Cuthbert reported that they had gone thro' the same without any amendment.

Ordered that the said report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill for the relief of William O. Whitney and Nathaniel Payne—Mr. Freeman in the chair—Mr. President resumed the chair, and Mr. Freeman reported that they had gone thro' the same without any amendment.

Ordered that the said report lie on the table.

A message from his Excellency the Governor, by Mr. Porter his Secretary.

Mr. President,

I am instructed by his Excellency the Governor, to inform the Senate, that he has assented to and signed two acts which originated in this branch of the Legislature, one to incorporate an Academy in the village of Powelton, in Hancock county—and

One to point out the mode of trial of offences committed by free persons of color.

Ordered, that the committee on enrolment do carry

the said acts to the Secretary of States' office, and see the great seal affixed thereto.

The Senate again resolved itself into a committee of the whole, on the bill for the relief of Christian Deaker—Mr. Hardie in the chair—Mr. President resumed the chair, and Mr. Hardie reported, that they had gone thro' the same, without any amendment.

Ordered, that the said report do lie on the table.

Mr. Freeman presented an address from the commissioners of the Penitentiary, which being read, was with its accompanying document, referred to the committee on Finance.

The Senate took up the report of the committee of the whole, on the bill more effectually to improve the public roads in this state, and the same being read was amended by inserting the following clauses offered by Mr. Daniel, and agreed to, to wit:

And be it further enacted, that when any public road as aforesaid, shall be altered so as to make it necessary to remove any post, it is hereby made the duty of the overseer of said road, to remove such post or set up others in such manner as to answer the purposes contemplated by this act.

And be it further enacted, that all public roads shall be laid out the nearest and best way to the place to which they are intended, and that the Commissioners of roads shall be required in all cases to designate the same on oath if required by the court.

Whereupon the said bill was read the third time, and passed.

Mr. Freeman presented a petition from Joseph Cook, which was referred to a select committee, consisting of Messrs. Freeman, Hardin and Robinson.

Mr. Parke from the committee, reported a bill to add a part of the county of Hancock to the county of Baldwin, which was read the first time.

Mr. Dooley gives notice, that he will on to-morrow ask leave to report a bill, to authorize Judges of the Superior courts under certain circumstances, to appoint an assistant Judge, and to point out the manner in which such assistant Judge shall be compensated for his services.

The Senate took up the report of the committee of the whole, on the bill to enable the Inferior court of Tatnall and Emanuel counties to draw Grand and Petit Jurors, and the same being amended, was passed under the title of a bill to authorize the Justices of the Inferior courts in this state to draw Grand and Petit Jurors in certain cases.

The Senate resolved itself into a committee of the whole, on the bill to regulate the inspection of Tobacco in this state—Mr. Hudspeth in the chair—Mr. President resumed the chair, and Mr. Hudspeth reported that they had gone thro' the same without any amendment.

The Senate took up the report, and on motion of Mr. Hardin to strike out the sixth section of said bill, which reads as follows:

And be it further enacted, that it shall not be lawful for any person or persons to sell in the city of Augusta any Tobacco packed in hogsheads, upon any pretence what-soever, before the same shall have been viewed and inspected according to the directions of this act, under the penalty of twenty dollars on the part of the seller, and twenty dollars on the part of the purchaser, to be recovered by any informer, before any court having competent jurisdiction thereof, one half to the use of the informer, & the other half to the use of the county—any law to the contrary thereof notwithstanding ; The yeas and nays being required, are yeas 16—nays 16.

Those who voted in the affirmative are messrs.

Blackmon,	Harris,	Nowlan,
Bird,	Hatcher,	Parke,
Cullens,	Hudspeth,	Swain, and
Daniel,	Milton,	Williams.
Dooly,	Moore,	
Hardin,	Newson,	

Those who voted in the negative are messrs.

Bracewell,	Freeman,	Robins m,
Charlton,	Hamilton,	Talbot,
Cleveland,	Hardie,	Walker, and
Cook,	Hopkins,	Ware.
Cuthbert,	Hudson,	
Foster,	Montgomery,	

There being a tie, the President decided in the affirmative.

Adjourned 'till 10 o'clock to-morrow morning.

FRIDAY, 24th November, 1815.

The honorable Mr. Ware had leave to be absent from Senate until Monday next 12 o'clock.

The President of Senate having requested leave to be absent until Monday next,

Resolved, That the honorable Mathew Talbot take the chair as President of Senate, *pro tem*.

Mr. Hudson had leave to introduce instantly, a bill to be entitled an act, to incorporate a company to improve the navigation of Broad river, which was read the first time.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to incorporate a Bank to be styled the Bank of the State of Georgia—Mr. Foster in the chair—Mr. President resumed the chair, and Mr. Foster reported that they had gone thro' the bill with amendments.

Ordered that the report do lie on the table.

The honorable Francis Hopkins has leave of absence from Senate for the remainder of the session, after to-morrow.

Mr. Nowlan from the committee on enrolled bills, reported as duly enrolled and signed by the Speaker the following acts, viz :

An act to establish and make plain the dividing line between Bulloch and Emanuel counties.

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An act to levy a tax on the citizens of Hancock county, for county purposes—and

An act to authorize the Justices of the Inferior court of Baldwin county to levy an extra tax.

Ordered that the committee of enrolment do carry the said several acts to his Excellency the Governor, for his revision.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to alter the times of holding the Superior courts of the Middle circuit in this state—Mr. Hardin in the chair—Mr. President *pro tem* resumed the chair, and Mr. Hardin reported that they had gone through the bill with amendments.

The Senate took up the report and the caption of said bill being amended, by inserting Eastern and Western circuits ;

Whereupon the said bill was read the third time and passed under the title of an act, to alter the times of holding the Superior courts of the Eastern, Middle and Western circuits in this state.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a bill to be entitled an act, to authorise persons having grants to lands without plats thereof, to have those lands surveyed, and the plats thereof recorded in the county and Surveyor General's office.

They have passed the bill for the repeal of an act, entitled an act, for amending an act, for regulating in the several ports of this province, &c.

A bill to be entitled an act, to alter and amend the third section of an act, prescribing the mode of manumitting slaves in this state.

A bill entitled an act, for the better regulation and government of the town of Athens, in the county of Clarke.

A bill to be entitled an act, to amend an act, regulating roads in this state, so far as respects the county of Glynn—and

They have passed the bill from Senate to be entitled an act, to alter the mode of holding the Mayor's court in the city of Savannah, with an amendment—and he withdrew.

Ordered that the message do lie on the table.

The bill to be entitled an act, to repeal an act, entitled an act, to amend an act, regulating roads &c. so far as respects the county of Bryan, was read the second time—and

Ordered for a third reading.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, for the relief of Christian Dasher, and to authorize the Comptroller General of this state to issue a certificate in his favor, which being read was agreed to.

Whereupon the said bill was read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, to repeal the 4th, 5th, 6th and 7th sections of the act, to authorise the Courts of Equity in this state to grant remedies in certain cases, &c.

On motion of Mr. Hardin,

That the proviso in said bill, in the words following, be stricken out ;

Provided nevertheless, that nothing herein contained shall be so construed as to effect any case or cases where executions have been stayed for 12 months, in terms of said act, until such term shall have expired ; on the question to agree, it was determined in the negative, and the yeas and nays being required, are yeas 11—nays 18.

Those in the affirmative are messrs.

Blackmon,	Hardie,	Nowlan,
Bird,	Harris,	Parke, and
Charlton,	Hudson,	Walker.
Hardie,	Milton,	

Those in the negative are messrs.

Bracewell,	Dooley,	Hudspeth,
Cleveland,	Foster,	Knight,
Cook,	Freeman,	Montgomery,
Cullins,	Hamilton,	Newsom,
Cuthbert,	Hatcher,	Robinson, and
Daniel,	Hopkins,	Swain.

The report being amended, the bill was read the 3d time and passed.

On motion to adjourn the Senate 'till to-morrow morning 10 o'clock, the yeas and nays being required, are yeas 20—nays 9.

Those in the affirmative are messrs.

Blackmon,	Dooley,	Milton,
Bird,	Freeman,	Newsom,
Bracewell,	Hardin,	Nowlan,
Charlton,	Hardie,	Parke,
Cook,	Harris,	Swain, and
Cullins,	Hatcher,	Walker.
Cuthbert,	Knight,	

Those in the negative are messrs.

Cleveland,	Hamilton,	Hudspeth,
Daniel,	Hopkins,	Montgomery, and
Foster,	Hudson,	Robinson.

Adjourned 'till 10 o'clock to-morrow morning.

SATURDAY, 25th November, 1813.

On motion,

Mr. Byne had leave of absence for a few days, and Messrs. Hardie and Piles had leave of absence after Wednesday next for the balance of the session.

The Senate resolved itself into a committee of the whole on the bill to authorize Shaler Hillyer, of Wilkes county, to build a mill dam across Broad river, at the shoals called and known by the name of Muckle's Ferry shoals—Mr. Foster in the chair—Mr. President *pro tem.* resumed the chair, and Mr. Foster reported, that they had gone thro' the bill with

Ordered, that the said report lie on the table.

The Senate took up the bill to divorce Edmund Warren and Anna his wife, which was read the third time, and on the question, shall this bill now pass? It was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 9.

Those who voted in the affirmative, are Messrs.

Bracewell,	Hamilton,	Nowlan,
Charlton,	Hardin,	Park,
Cleveland,	Hardie,	Robinson,
Cullens,	Milton,	Swain,
Cuthbert,	Moore,	Walker, and
Freeman,	Newsom,	Wimberly.

Those who voted in the negative, are Messrs.

Blackmon,	Daniel,	Hudson,
Bird,	Dooley,	Hudspeth, and
Cook,	Foster,	Montgomery.

The President *pro tem.* voted in the affirmative.

Mr. Daniel from the joint committee reported a bill to amend and consolidate the militia laws of this state, which was read the first time.

A message from his Excellency the Governor, by Mr. Carey his Secretary.

Mr. President,

I am directed by his Excellency the Governor to inform the Senate, that he has this day approved of and signed the resolution, stating that Messrs. S. & F. Grantland shall have the public printing, &c.—and he withdrew.

Mr. Freeman presented a petition from a number of the inhabitants of Milledgeville, which was read and referred to a select committee, consisting of Messrs. Freeman, Hamilton and Cook.

The Senate took up the bill, obliging persons in certain counties therein named, to re-survey lands, &c. which was read the second time—and

Ordered for a committee of the whole.

The Senate took up the report of the joint committee on Finance, on the petition of Drury Williams, which being read, is in the words following to wit :

The joint committee on Finance, to whom was referred the petition of Drury Williams, beg leave to report, that they have had the same under their consideration, and are of opinion, that the prayer of the petitioner is reasonable, and ought to be granted, and recommend the following resolution ;

Resolved, That the bond of the said Drury Williams, given for fraction No. 216, in the 28th district of Wilkinson, now Twiggs county, containing 39 acres, be given up to the said Drury Williams, on his relinquishing to the Executive of this state in behalf of said state, all right, title or claim, which he now has, or ever had to the aforesaid fraction No. 216 ; and on the question to agree to the same, it was determined in the affirmative, and the yeas and nays being required, are yeas 24—nays 6.

Those who voted in the affirmative, are Messrs.

Blackmon,	Bird,	Bracewell,
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Charlton,	Hardin,	Nowlan,
Cullens,	Harris,	Robinson,
Cuthbert,	Hatcher,	Swain,
Daniel,	Hudson,	Walker, and
Freeman,	Knight,	Wimberly.
Hamilton,	Milton,	
Hardie,	Newsom,	

Those who voted in the negative, are Messrs.
Cleveland, Dooly, Hudspeth, and
Cook, Foster, Parke.

The bill to compel the Banks of Augusta and Savannah, to pay specie for their notes, was read the second time, and on the question, shall this bill stand for a committee in June next? It was determined in the negative, and the yeas and nays being required, are yeas 10—nays 19.

Those who voted in the affirmative, are Messrs.
Dooly, Hudspeth, Robinson, and
Foster, Moore, Walker.
Hardie, Montgomery,
Hudson, Newsom

Those who voted in the negative, are Messrs.
Blackmon, Daniel, Milton,
Bird, Freeman, Nowlan,
Bracewell, Hamilton, Parke,
Cleveland, Hardin, Swain, and
Cook, Harris, Wimberly.
Cullens, Hatcher,
Cuthbert, Knight,

Ordered that the said bill do lie on the table.

The bill to repeal an act, to amend an act, regulating the roads in this state, so far as respects the operation of said acts in the counties of Liberty, McIntosh, Camden and Wayne, so far as respects the county of Bryan, was read the third time, and passed.

The following bills were severally taken up and read the second time, to wit:

A bill to incorporate a Company to improve the navigation of Broad river.

A bill to incorporate the Oconee and Ocmulgee Importing and Exporting Company.

A bill to incorporate the town of Jacksonville, in the county of Telfair.

A bill to authorize his Excellency the Governor, to pay out of the contingent fund of 1816, a part of the Jail fees of Thomas Dixon, now confined in Warren Jail.

A bill to incorporate a company, for the purpose of opening and keeping open, the rivers Oconee, Ocmulgee and Altamaha.

A bill to add a part of Hancock to Baldwin county.

A bill to authorize the Trustees of the University of Georgia, to sell the lands belonging to the said University, &c.

A bill to establish an uniform mode of practice in this state in the Courts of Law.

A bill to establish an Academy in Monticello.

A bill for the relief of certain persons, &c.

A bill for the relief of certain Widows and Orphans.
A bill to promote Science and Literature.
A bill to establish a Flour Inspection, in the town of Darien.

A bill to alter the names of certain persons—and

A bill to alter the Estray Laws, &c.

A message from the house of Representatives by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have passed a resolution appointing a Notary Public in the county of Wayne.

They have added Mr. Ware to the joint committee to enquire into the conduct of the Bank of Augusta.

They have agreed to the amendment made by Senate, to the bill to regulate the inspection of Tobacco in this state, &c. and the bill to enable the Inferior court of Tatnall and Emanuel, to draw Grand and Petit Jurors.

They have concurred in the resolution from Senate, requiring the several officers of this state to make out a schedule of all their books &c.—and

In the report of the joint committee on Finance, on the petition of Raymond P. Demere and others.

They have passed the following bills:

A bill to alter the law of libels, so far as to allow the defendant to justify, &c.

A bill to authorize the Inferior court of Jasper county to levy an extra tax.

A bill to compel owners of old or infirm slaves, to maintain them.

A bill to dispose of the Court-house and Jail in the county formerly Montgomery.

A bill to authorize the Trustees of the Richmond Academy, to establish a seminary of learning on the Sand hills, &c. &c.

A bill to compel Clerks of the Courts of Ordinary in this state, to give bond and security, &c.—and he withdrew.

Ordered, that the said message do lie on the table.

Adjourned 'till Monday 10 o'clock.

MONDAY, 27th November, 1815.

Mr. Newsom from the committee reported a bill to revise and amend the several patrol laws in this state, which was read the first time.

Mr. Freeman from the committee, reported on the petition of the inhabitants of Milledgeville, which was ordered to lie on the table.

The bill to be entitled an act, to revise, amend and consolidate the militia laws of this state, &c. was read the second time—and

Ordered for a committee of the whole.

The bill to incorporate the town of Jacksonville in the county of Telfair—and

The bill to alter the names of certain persons there—

in named, were read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to authorize the University of Georgia to sell the lands belonging to said University, &c.—Mr. Hudson in the chair—Mr. President pro tem. resumed the chair, and Mr. Hudson reported, that they had gone thro' the same with amendments.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to incorporate a company to improve the navigation on Broad river—Mr. Hudspeth in the chair—Mr. President pro tem. resumed the chair, and Mr. Hudspeth reported, that they had gone thro' the same with amendments.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to incorporate the Oconee and Ocmulgee Importing and Exporting company—Mr. Cook in the chair—Mr. President pro tem. resumed the chair, and Mr. Cook reported that they had gone thro' the same with amendments.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill authorizing the several county Surveyors of several counties in this state, to have the lands re-surveyed, &c.—Mr. Montgomery in the chair—Mr. President pro tem. resumed the chair, and Mr. Montgomery reported that they had gone thro' the same with amendments.

Ordered that the said report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to establish an Academy in Monticello, &c.—Mr. Walker in the chair—Mr. President resumed the chair, and Mr. Walker reported that they had gone thro' the same without any amendments.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to establish an uniform mode of practice in the several courts of Law in this state—Mr. Hardin in the chair—Mr. President pro tem. resumed the chair, and Mr. Hardin reported, that they had gone thro' the same with an amendment.

A message from the house of Representatives by Mr. Clayton their Clerk :

Mr. President,

The house of Representatives have passed a resolution, appointing a Notary Public and Vendue master for the county of Grasse, and the town of Greensborough ; and a resolution, appointing Commissioners of the Glynn county Academy.

They have agreed to the reports of the Joint Committee on Finance, on the petition of Elijah Swan ; and John Scriven, executor of Joseph Bryan, dec'd. and Charles Harris ; and of Cope and Frances Gugel, ad-

ministrators and administratrix of—Gugel, dec'd.—and

They have passed a bill, to quiet and confirm the titles of lot holders in Louisville—and

A bill to add part of Jasper county to Morgan county, and for other purposes.

Adjourned 'till 10 o'clock to-morrow morning.

TUESDAY, 28th November, 1815.

Mr. Cullens presented a petition from Nancy Horton, which was read and referred to the committee on Finance.

Mr. Freeman from the committee, reported on the petition of Joseph Cook, which was ordered to lie on the table.

Mr. Charlton had leave to report instantler, a bill to dispose of slaves arriving within the jurisdiction of this state, contrary to the laws of the United States, which was read the first time.

The Senate took up the report of the committee of the whole, on the bill to establish a Bank, to be called the Bank of the State of Georgia, and the same being read, Mr. Foster offered the following enacting clause as an amendment, which was agreed to, to wit :

And be it further enacted, that a future General Assembly may, whenever they think it will be expedient, increase the capital stock to three million of dollars, and the state shall if they think proper, be entitled to subscribe for one third part of the same; and in case of the increase of the capital, there shall be books of subscription opened at such times and places as a future Legislature may direct, to subscribe for the increased stock.

Whereupon, the report was amended, and the said bill read the third time and passed.

Mr. Nowlan from the committee on enrolment, reported as duly enroled and signed by the Speaker, the following acts, to wit :

An act to authorize the Justices of the Inferior courts of this state to draw Grand and Petit Jurors in certain cases—and

An act to regulate the inspection of Tobacco in this state, which were severally presented to and signed by the President.

Ordered that the committee do carry said acts to his Excellency the Governor for his revision.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have passed a bill to divorce and separate Willie Jones and Penny his wife. A bill to divorce Thomas Anderson and Polly his wife.

A bill more particularly to define and extend the powers of Grand Jurors.

A bill to regulate the town of Darien—and

A bill to secure to John Beck the right of a bridge &c.—and he withdrew.

Ordered that the said message do lie on the table.

The Senate took up the report of the committee on the bill to authorize Shaler Hillyer of Wilkes county to build a mill-dam across Broad river at the shoals called by the name of Muckle's Ferry shoals, which was read; Mr. Daniel proposed the following amendments, which were agreed to, to wit:

And be it further enacted, that if the commissioners heretofore appointed by an act, entitled an act, to keep open the main channel of Broad river, from the confluence of the same with Savannah river to the mouth of Hudson's river in Franklin county, passed on the 13th December 1809, together with the commissioners hereafter named or a majority of them, or a majority of any commissioners that may at any time hereafter be appointed, shall at any time hereafter on reviewing the said dam be of opinion that the said dam obstructs the passage of Fish, or that it is in any way detrimental thereto, the said Shaler Hillyer, his heirs, executors, administrators and assigns or other persons claiming under his or their authority, or other persons having charge of the said premises, on being notified by the said commissioners or a majority of them, shall immediately proceed to remove such part of said dam or other obstruction in the said shoal as the commissioners aforesaid or a majority of them shall direct; and in case the said obstruction shall not be removed within five days after notice being given as aforesaid, the said Shaler Hillyer, his heirs, executors, administrators and assigns or other persons owning said premises, shall for every twelve hours such obstruction now in the meaning of this act, shall remain unremoved, forfeit and pay the sum of fifty dollars, and in proportion to that sum for a longer or shorter time, to be recovered before any court, having competent jurisdiction thereof; one half thereof shall be paid to the informer, the other half to be applied to the improvement of the navigation of the said river.

And be it further enacted, that in case the said dam or other obstruction that may be placed in the said shoal, shall not be removed within the time prescribed by this act, it shall and may be lawful for the commissioners aforesaid or a majority of them, and they are hereby required, to remove or cause the same to be removed, by calling to their aid any number of citizens as they may deem necessary for the purpose of removing the same; and in case any citizen as aforesaid, who shall be called on, and who shall refuse to aid and assist in removing such dam or other obstruction, shall for every such neglect or refusal forfeit and pay the sum of ten dollars, to be recovered before any court having competent jurisdiction thereof; one half shall be applied to the improvement of the navigation of the said river, and the other half to the commissioners aforesaid.

And be it further enacted, that when any of the aforesaid obstructions shall have been removed, and

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the said shoal shall thereafter be obstructed by any dam or dams, trap or traps, or any other obstructions other than such as shall at all times be admitted of by the said commissioners or a majority of them, the person or persons so offending shall forfeit and pay the sum of fifty dollars for every twelve hours such obstruction shall remain unremoved, and in proportion to that sum for a longer or shorter time, to be recovered before any court, having competent jurisdiction thereof, one half to be paid to the informer, and the other half to be applied to the improving of the navigation of said river.

And be it further enacted, that the commissioners which may at any time hereafter be appointed for the purposes contemplated by this act, shall be composed of persons residing above the aforesaid shoal, and a majority of the whole number shall reside in the counties of Madison and Franklin; and in case of the death, removal, or refusal to serve, of the whole or any part of the said commissioners, the Inferior court of the county, where the same shall happen, shall on application of any one of said commissioners, proceed to appoint others in their place or stead, to act until the meeting of the next General Assembly thereafter, and until successors shall have been appointed by law.

And be it further enacted, that one third of all other parts of the said river, including the main channel or current thereof, from the confluence of the same with the Savannah river to the mouth of Hudson's river in Franklin county, shall be kept clear of all kind of obstructions whatsoever, and any person who has heretofore obstructed said current or main channel as aforesaid, or any person who may claim the benefits derived from such obstructions, and who shall not remove the same before the first day of March next, shall for every twelve hours the same may remain unremoved thereafter, forfeit and pay the sum of fifty dollars, to be recovered before any court having competent jurisdiction thereof, one half to the informer, the other half to be applied to the improvement of the navigation of said river; and the said commissioners shall have power and authority to remove any and all such obstructions as pointed out by this act, for removing obstructions in the aforesaid shoal.

And be it further enacted, that in case any person or persons shall after the passage of this act, obstruct any part of the main current or channel as aforesaid, he, she or they shall forfeit and pay the sum of fifty dollars for every twelve hours the same shall remain unremoved, to be recovered before any court having competent jurisdiction thereof, one half to the informer, the other half to be applied to the improvement of the navigation of said river; and the said commissioners or a majority of them shall proceed to cause the same to be removed in the same manner as pointed out by this act, for removing obstructions in said river.

And be it further enacted, that Philip Shackelford, John Wilhight, Isaac David, Andrew M'Iver

and Archelus Moon of the county of Madison, and Richard Bond, William Redwine and Joseph Bond of the county of Franklin, & Charles Woodson Christian of the county of Elbert, be and they are hereby appointed commissioners of said river, in addition to the commissioners appointed by an act, entitled an act to keep open the main channel of Broad river, from the confluence of the same with Savannah river to the mouth of Hudson's river in Franklin county, passed the 13th day of December, 1809.

Whereupon the said report was agreed to as amended, and the said bill was read the third time and passed.

The Senate took up the several messages from the House of Representatives, and the amendment made to the bill, to alter the mode of holding the Mayor's court in Savannah, was agreed to ;

The bills severally read the first time—and

The several resolutions and reports of the joint committee on Finance concurred in, except the report on the petition of John Scriven, which was ordered to lie on the table.

The Senate took up and disagreed to the report of the committee on the petition of the citizens of Milledgeville.

The Senate took up the resolution on the subject of the Penitentiary system, which was amended & agreed to in the following words, to wit :

Whereas the penal code of this state, as adapted to the Penitentiary system, requires revision and amendment ;

Be it therefore resolved, that his Excellency the Governor be and he is hereby authorized and required, to employ fit and proper persons (not exceeding three) to compile a code of criminal law, adapted to the Penitentiary system, & that he lay the same before the next General Assembly for their approval, amendment or dissent, and that he pay the expences of the same out of the contingent fund.

The Senate took up and agreed to the report of the committee on the bill for the better regulation of boats and boats crews, navigating the Savannah river, &c. and the said bill was read the third time and passed.

On motion of Mr. Wimberly ;

Resolved, That John Flemming, be, and he is hereby appointed a Notary Public for the town of Marion, in the county of Twiggs.

Mr. Wimberly gives notice that he will on to-morrow, move for the appointment of a committee, to prepare and report a bill to amend the several road laws of this state, so far as respects the county of Twiggs.

Adjourned 'till 10 o'clock to-morrow morning.

WEDNESDAY, 29th November, 1815.

On motion of Mr. Freeman,

To reconsider the journal of yesterday, so far as

respects the report of the committee on the petition of the citizens of Milledgeville; it was determined in the affirmative.

Mr. Bracewell had leave to report instanter, a bill to amend an act, to incorporate the town of Hartford, which was read the first time.

Mr. Charlton had leave to report instanter, a bill to divorce Matthew Shearer and Rebecca his wife, which was read the first time.

The Senate took up and agreed to the resolution introduced by Mr. Piles on the 14th inst. on the subject of negroes plundered by the enemy in the late war, in the Eastern part of this state.

A message from the House of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a bill supplementary to an act to regulate the pilotage of the bar and river of Savannah—and

A bill for the relief of John Moore of Jasper county—and he withdrew.

Ordered, that the said message do lie on the table.

Mr. Parke presented a memorial from Joseph Phillips, which was read and referred to a select committee, consisting of messrs. Parke, Cook and Ware.

Mr. Wimberly agreeably to notice, moved for the appointment of a committee to report a bill to amend the several road laws, so far as respects the county of Twiggs.

Ordered, that messrs. Wimberly, Hamilton & Bracewell be that committee.

The Senate took up the resolution introduced by Mr. Flournoy on the 21st inst. which was amended and agreed to as follows :

Resolved, That the Governor is and shall be authorized to discharge any demand that may be made on this state by the General Government for Direct Tax, in the way that may appear to him most expedient for the benefit of the community, and that an appropriation be made for the payment of the third Direct Tax.

A message from his Excellency the Governor, by Mr. Carey his Secretary.

Mr. President,

I am directed by his Excellency the Governor to lay before this branch of the Legislature a Communication—and he withdrew.

The Senate took up the message, and the Communication being read, is as follows, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
MILLEDGEVILLE, 29th NOVEMBER, 1815. }

To the Senate and House of Representatives.

I herewith transmit to both branches of the General Assembly, a statement of the arms, accoutrements and ammunition belonging to this state, in conformity to their resolution of the 17th inst.

Whilst this subject is before me, I take the liberty of making a few observations.

It will I am persuaded be readily admitted, that our present supply of arms and accoutrements, bears no reasonable proportion to our effective militia; neither can that supply be considered as adequate to our wants in case of another war. The quantity will however annually increase by the operations of the act of Congress, for arming the militia of the United States.

Whether the state can safely rely upon this resource, is a question which I submit to the wisdom of the Legislature for a decision. But if it be considered that field artillery, is essential in the organization of an army, and for the defence of our country; and I presume no one will doubt it; then, I must seriously recommend to the Legislature, the purchase of some brass pieces of suitable caliber for field service.

By the statement now submitted, it will be seen that the state may be said to be entirely without artillery of any description, and the present is undoubtedly a favourable time for the accomplishment of this object.

Of powder and lead it is believed, that a supply can be got on short notice at any time, but it will be proper to procure with the guns, the shot necessary for their supply in the field.

I also lay before the Legislature, copies of a letter received at this department from the hon. Judge Berrien, of the Eastern district, and of the presentments of the Grand Jury of Camden county, having reference to a subject, which merits the attention of the Legislature.

Respectfully,

D. B. MITCHELL.

Ordered, that the said Communication and the accompanying documents do lie on the table.

The Senate resolved itself into a committee of the whole on the bill to revise, amend and consolidate the several militia laws of this state, and to adapt the same to the acts of the Congress of the United States—Mr. Montgomery in the chair—Mr. President resumed the chair, and Mr. Montgomery reported that they had gone thro' the same with amendments.

Ordered that the said report do lie on the table.

On motion of Mr. Wimberly,

Resolved, That James Hutchinson be, and he is hereby appointed a Commissioner of the public buildings of the county of Twiggs, in the place of Miles Gathwright, dec'd.

Mr. Hatcher gives notice that he will on to-morrow, move for the appointment of a committee to report a bill, to incorporate the town of Irwinton in the county of Wilkinson.

On motion of Mr. Charlton.

Resolved, That his Excellency the Governor be, and he is hereby directed to have consolidated and compiled in a pamphlet form, the several patrol laws in force in this state, and to distribute the said compila-

tion in such manner as may be best calculated to give it general publicity.

Mr. Hudspeth from the joint committee on Finance, reported on the report of the Commissioners of the Penitentiary edifice, which was read—and

Ordered to lie on the table.

The following bills were severally taken up and read the second time, to wit:

A bill to be entitled an act, to dispose of slaves arriving within the jurisdiction of this state, contrary to the laws of the United States.

A bill to be entitled an act, to divorce and separate Willie Jones and Penny his wife.

A bill to be entitled an act, to separate and divorce Thomas Anderson and Polly Anderson his wife.

A bill to be entitled an act, more particularly to define and extend the power of Grand Juries in correcting lists of Tax Returns.

A bill to be entitled an act, to amend an act, entitled an act, to regulate the town of Darien in the county of M'Intosh.

A bill to be entitled an act, to secure to John Beck, his heirs and assigns, the right to erect a bridge across Savannah river, at his own ferry.

A bill to be entitled an act, to authorise the trustees of Richmond academy, to establish a seminary of learning on the Sand-Hills, near Augusta, to be held and considered as a branch of the Richmond academy.

A bill to be entitled an act, to compel Clerks of the Courts of Ordinary to give bond and security for the faithful performance of their duty.

A bill to sell and dispose of the court-house, jail and two acres of land in Emanuel formerly Montgomery county.

A bill to compel owners of old or infirm slaves to maintain them.

A bill to authorize the Inferior court of Jasper county to levy an extra tax.

A bill to alter the law of libel, &c.

A bill to add a part of Jasper to Morgan county, &c.

A bill to quiet the claims of lot-holders in Louisville.

A bill to authorize persons having grants to land without plats to have those lands re-surveyed.

A bill to amend an act, for regulating the wharves and shipping in the several ports of this Province, &c.

A bill to alter an act, prescribing the mode of manumitting slaves, &c.

A bill for the better regulation of the town of Athens, &c.

A bill to amend an act, regulating roads in this state, &c.—and

A bill to amend the late Land Lottery act.

Adjourned 'till 9 o'clock to-morrow morning.

THURSDAY, 30th November, 1815.

Mr. Talbot presented a petition from James Patter-

son, which was read and referred to the committee on Finance.

The bill to amend an act, to incorporate the town of Hartford, &c. was read the second time—and

Ordered for a third reading.

The bill to divorce Mathew Shearer and Rebecca his wife, was read the second time—and

Ordered for committee of the whole.

The Senate resolved itself into a committee of the whole, on the bill to amend the several estray laws—mr. Cook in the chair—mr. President resumed the chair, and mr. Cook reported progress and had leave to sit again.

The Senate resolved itself into a committee of the whole, on the bill to repeal the 4th section of an act, to alter the time of holding the Superior courts in three several circuits in this state, &c. passed 15th December, 1809—mr. Walker in the chair—mr. President resumed the chair, and mr. Walker reported that they had gone thro' the same with an amendment.

The Senate took up and agreed to the report with an amendment.

Whereupon the said bill was read the 3d time & passed.

The Senate resolved itself into a committee of the whole, on the bill for the relief of Bird Jackson Lanier and John Jefferson Lanier—mr. Nowlan in the chair—mr. President resumed the chair, and mr. Nowlan reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to dispose of slaves arriving within the jurisdiction of this state, contrary to the Laws of the United States—mr. Daniel in the chair—mr. President resumed the chair, and mr. Daniel reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to add a part of the county of Hancock to the county of Baldwin—mr. Milton in the chair—mr. President resumed the chair, and mr. Milton reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are yeas 19—nays 15.

Those who voted in the affirmative are Messrs.

Bracewell,	Freeman,	Parke,
Charlton,	Hamilton,	Robinson,
Cook,	Hatcher,	Swain,
Cuthbert,	Knight,	Talbot, and
Daniel,	Lane,	Williams.
Dooly,	Moore,	
Flournoy,	Montgomery,	

Those who voted in the negative are Messrs.

Blackmon,	Hardie,	Newsum,
Bird,	Harris,	Nowlan,
Cleveland,	Hudson,	Walker,
Foster,	Hudspeth,	Ware, and
Hardin,	Milton,	Winbary.

The Senate took up the report of the committee of the whole, on the bill vesting the election of the Health officer and Harbour master for the port and city of Savannah, in the Mayor and Aldermen and Commissioners of Pilotage of said city—and

The same being read, the amendments made by the committee were disagreed to, and the bill was read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to establish an uniform mode of practice in the several Courts of Law and Equity in this state, and the same being read, mr. Cook moved the following bill as an amendment to the report of the committee, to wit :

A bill to be entitled an act to establish an uniform mode of practice in the several Courts of Law and Equity in this State.

Whereas, a practice has and does prevail by the Judges of the Superior courts of this state, establishing rules for the Government of the Courts of Law and Equity in their respective circuits—and whereas, from their not meeting in Convention to establish such rules, much diversity of practice prevails, for remedy whereof;

Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, that from and immediately after the passing of this act, the rules of court, which have been or hereafter may be established by the said Judges for the Government of said courts, shall have no binding, force or effect, until the same shall have been submitted to and sanctioned by the next Legislature, and at every succeeding Legislature, next after the adoption of any additional rules for the Government of said courts.

And be it further enacted, that it shall be the duty of the Judges of the Superior courts of the several circuits of this state, to lay before the next General Assembly, the several rules of practice established in their respective circuits, to be approved of or rejected by the said Legislature; and such as shall be approved of and sanctioned by the Legislature, shall be incorporated in the laws of the session, and such as are rejected, shall have no force or effect thereafter in any of said courts, any law, usage or customs to the contrary notwithstanding.

And on the question to agree to the same, it was determined in the affirmative, and the yeas and nays being required, are yeas 20—nays 16.

Those who voted in the affirmative are Messrs.

Bracewell,	Cleveland,	Cook,
Cullens,	Cuthbert,	Daniel,

Dooly,	Hudspeth,	Newsom,
Flournoy,	Knight,	Robinson,
Foster,	Lane,	Swain, and
Hamilton,	Moore,	Williams.
Hatcher,	Montgomery,	

Those who voted in the negative are Messrs.

Blackmon,	Harris,	Talbot,
Bird,	Hudson,	Walker,
Charlton,	Milton,	Ware, and
Freeman,	Nowlan,	Wimberly.
Hardin,	Parke,	
Hardie,	Piles,	

The said bill was then read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are yeas 20—nays 13.

Those who voted in the affirmative are Messrs.

Bracewell,	Flournoy,	Lane,
Cleveland,	Foster,	Montgomery,
Cook,	Freeman,	Newsom,
Cullens,	Hamilton,	Robinson,
Cuthbert,	Hatcher,	Swain, and
Daniel,	Hudspeth,	Williams.
Dooly,	Knight,	

Those who voted in the negative are Messrs.

Bird,	Milton,	Walker,
Charlton,	Nowlan,	Ware, and
Hardin,	Parke,	Wimberly.
Harris,	Piles,	
Hudson,	Talbot,	

The Senate took up the report of the committee of the whole, on the bill to alter the 15th section of the 4th article of the Constitution, which was amended, and the said bill read the third time, and on the question shall this bill now pass? the yeas and nays being required, are yeas 17—nays 16.

Those who voted in the affirmative are Messrs.

Blackmon,	Hardin,	Nowlan,
Bird,	Harris,	Parke,
Charlton,	Hudson,	Talbot,
Cook,	Hudspeth,	Walker, and
Flournoy,	Milton,	Ware.
Hamilton,	Moore,	

Those who voted in the negative are Messrs.

Bracewell,	Foster,	Newsom,
Cleveland,	Freeman,	Robinson,
Cullens,	Hatcher,	Swain, and
Cuthbert,	Knight,	Wimberly.
Daniel,	Lane,	
Dooly,	Montgomery,	

There not being a majority required by the Constitution, the bill was lost.

The bill to divorce Thomas Anderson and Polly his wife, was read the third time, and on the question shall this bill now pass? the yeas and nays being required, are yeas 18—nays 14.

Those who voted in the affirmative are Messrs.

Bracewell,	Charlton,	Cleveland,
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Cullens,	Lane,	Robinson,
Flournoy,	Milton,	Swain,
Freeman,	Moore,	Talbot,
Hamilton,	Newsom,	Walker, and
Hardin,	Parke,	Wimberly.

Those who voted in the negative are Messrs.

Blackmon,	Dooly,	Hudspeth,
Bird,	Foster,	Knight,
Cook,	Harris,	Montgomery, and
Cuthbert,	Hatcher,	Ware.
Daniel,	Hudson,	

There not being the majority required by the Constitution, the bill was lost.

The bill to divorce Willie Jones and Penny his wife, was read the third time, and on the question shall this bill now pass? the yeas and nays being required, are yeas 21—nays 14.

Those who voted in the affirmative are Messrs.

Bracewell,	Hardin,	Parke,
Charlton,	Hardie,	Piles,
Cleveland,	Lane,	Robinson,
Cullins,	Milton,	Swain,
Flournoy,	Moore,	Talbot,
Freeman,	Newsom,	Walker, and
Hamilton,	Nowlan,	Wimberly.

Those who voted in the negative are Messrs.

Blackmon,	Dooly,	Hudspeth,
Bird,	Foster,	Knight,
Cook,	Harris,	Montgomery, and
Cuthbert,	Hatcher,	Ware.
Daniel,	Hudson,	

There not being a majority required by the Constitution, the bill was lost.

The following bills were severally read the third time and passed, to wit:

A bill to amend an act, regulating roads in this state, &c.

A bill to authorize the trustees of Richmond academy to establish a seminary of learning on the Sand-Hills near Augusta.

A bill for the better regulation and government of the town of Athens.

A bill to quiet the claim of lot-holders in Louisville, &c.

A bill to authorize the Inferior court of Jasper county to levy an extra tax.

A bill to compel Clerks of the Courts of Ordinary in this state to give security, &c.

A bill to regulate the town of Darien.

A bill to define and extend the powers of Grand Juries in certain cases—and

A bill to compel owners of old or infirm slaves to maintain them, with an amendment.

The Senate resolved itself into a committee of the whole, on the bill for adding a part of Jasper to Morgan county—mr. Freeman in the chair—mr. President resumed the chair, and mr. Freeman reported that they had gone thro' the same with amendments.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate took up and agreed to the report of the committee of the whole, on the bill to relieve the citizens of this state from paying taxes for property plundered by the British, &c.

Whereupon the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to alter the law of libel, &c.—Mr. Parke in the chair—Mr. President resumed the chair, and Mr. Parke reported that they had gone thro' the same with an amendment.

The Senate took up and agreed to the report of the committee, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to authorize persons having grants to lands without plats, to have their lands re-surveyed—Mr. Milton in the chair—Mr. President resumed the chair, and Mr. Milton reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to amend an act, to authorize fortunate drawers in the late Land Lotteries to take out their grants, &c. Mr. Hamilton in the chair—Mr. President resumed the chair, and Mr. Hamilton reported progress and had leave to sit again in June next.

The Senate resolved itself into a committee of the whole, on the bill to secure to John Beck the right of building a bridge across Savannah river at his own ferry—Mr. Knight in the chair—Mr. President resumed the chair, and Mr. Knight reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to amend an act prescribing the mode of manumitting slaves in this state—Mr. Hardin in the chair—Mr. President resumed the chair, and Mr. Hardin reported that they had gone thro' the same without any amendment.

Ordered that the said report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to establish a Flour Inspection in the town of Darien in the county of McIntosh—Mr. Hatcher in the chair—Mr. President resumed the chair, and Mr. Hatcher reported that they had gone thro' the same without any amendment.

The Senate took up and agreed to the report, and the said bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to sell and dispose of the courthouse and jail and two acres of land in Emanuel county—Mr. Cullens in the chair—Mr. President resumed the chair, and Mr. Cullens reported that they had gone

thro' the same without any amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate took up the report of the committee on the bill for the relief of William O. Whitney and Nathaniel Payne, and the same was read and agreed to, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill for the relief of certain widows and orphans—Mr. Daniel in the chair—Mr. President resumed the chair, and Mr. Daniel reported that they had gone thro' the same without any amendment.

Ordered that the said report lie on the table the balance of the session.

Ordered that the bill to authorize the several county Surveyors in Glynn, Wayne and Camden counties to re-survey lands, &c. do lie on the table the balance of the session.

The Senate took up and agreed to the report of the committee to alter and amend the 3d section of an act, prescribing the mode of manumitting slaves—and

The said bill was read the third time and passed.

Mr. Hatcher agreeably to notice moved for the appointment of a committee to prepare and report a bill to incorporate the town of Irwinton ;

Ordered that Messrs. Hatcher, Cullens and Harris be that committee.

The message from the House of Representatives of yesterday was taken up and the several bills read the first time.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a resolution on the subject of the conduct of the Judges of the Superior courts of this state, in declaring unconstitutional the alleviating law, at a convention in January last, at Augusta, &c.—and he withdrew.

Ordered that the said message do lie on the table.

A message from his Excellency the Governor, by Mr. Porter, his Secretary.

Mr. President,

I am directed by his Excellency the Governor to inform this branch of the Legislature, that he has approved of and signed a resolution on the subject of the petition of Raymond Demare and others—and

One requesting the Secretary of State, Treasurer, Surveyor and Comptroller Generals, to make out a list of the books of record in their respective offices, &c. and he withdrew.

Mr. Foster had leave to report instantler, a bill to alter and amend an act, to regulate escheats, &c. which was read the first time.

On motion of Mr. Charlton,

Resolved, That John Hughes and William H. Greene, be, and they are hereby appointed Lumber measurers for the city of Savannah.

Mr. Charlton laid on the table the following resolution :

Resolved, That he and they are hereby appointed a board, for the purpose of framing and digesting a Military System, for the militia of this state : and that they do, so soon as they shall have completed the said system, report the same to his Excellency the Governor, whose duty it shall be to submit it to the next General Assembly, with his opinion thereon.

Adjourned 'till 10 o'clock to-morrow morning.

FRIDAY, 1st December, 1815.

Mr. Hardin moved to reconsider the minutes of yesterday, so far as respects the passage of the bill to be entitled an act, to establish an uniform mode of practice in the several Courts of Law and Equity in this state. The Senate rejected the motion, and the yeas and nays being required, are yeas 16—nays 17.

Those in the affirmative, are messrs.

Blackmon,	Hardin,	Talbot,
Bird,	Harris,	Walker,
Charlton,	Hudson,	Ware, and
Cuthbert,	Milton,	Williams.
Freeman,	Nowlan,	
Hamilton,	Parke,	

Those in the negative, are messrs.

Bracewell,	Flournoy,	Moore,
Cleveland,	Foster,	Montgomery,
Cook,	Hatcher,	Robinson,
Cullens,	Hudspeth,	Swain, and
Daniel,	Knight,	Wimberly.
Dooley,	Lane,	

Mr. Hudspeth moved that the minutes of yesterday be reconsidered so far as respects the postponement of the bill to be entitled an act, to amend an act, to authorize fortunate drawers in the late Land Lotteries to take out their grants, &c. ; on the motion, the minutes were reconsidered, and the bill ordered to lie on the table.

Mr. Foster from the joint committee, appointed to inquire into the conduct of the Bank of Augusta, for suspending specie payments,

Reported, which was read and ordered to lie on the table.

The bill to be entitled an act, to amend an act, entitled an act, to incorporate the town of Hartford, in the county of Pulaski, and to vest certain powers in the Commissioners thereof, was read the third time and passed.

The bill to be entitled an act, to promote Science and Literature in the State of Georgia—and

The bill to authorize his Excellency the Governor, to pay out of the contingent fund a certain sum, for the purpose of defraying in part the expence of guarding Thomas Dixon, confined in the Jail of Warren county, were taken up—and

Ordered to lie on the table for the balance of the Session.

The Senate resolved itself into a committee of the whole, on the bill to repeal an act, entitled an act, to amend an act, entitled an act, for regulating wharfs and shipping in the several ports of this province, &c. —mr. Flournoy in the chair—mr. President resumed the chair, and mr. Flournoy reported that they had gone through the same without any amendment.

Ordered, that the report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to separate and divorce Matthew Shearer and Rebecca Shearer his wife—mr. Nowlan in the chair—mr. President resumed the chair, and mr. Nowlan reported, that they had gone thro' the bill without amendment :

Whereupon, the bill was taken up and read the third time, and on the question, shall this bill now pass ? It was determined in the affirmative, and the yeas and nays being required, are yeas 23—nay 9.

Those in the affirmative, are messrs.

Bracewell,	Hamilton,	Nowlan,
Charlton,	Hardin,	Robinson,
Cleveladd,	Hudspeth,	Swain,
Cullens,	Knight,	Talbot,
Cuthbert,	Lane,	Walker,
Dooley,	Milton,	Williams, and
Flournoy,	Moore,	Wimberly.
Freeman,	Newsom,	

Those in the negative, are messrs.

Blackmon,	Daniel,	Hudson,
Bird,	Harris,	Montgomery, and
Cook,	Hatcher,	Ware.

The following bills were taken up and severally read the second time—and

Ordered for a third reading, viz :

The bill to be entitled an act, supplementary to an act, entitled an act, to regulate the Pilotage of vessels to and from the several ports of this state—and

The bill to alter and amend the first section of an act, to regulate escheats in this state, and to appoint escheators, passed the fifth day of December, 1801.

A message from the house of Representatives by Mr. Clayton their Clerk :

Mr. President,

The house of Representatives have passed a bill to be entitled an act, to authorize the Inferior courts of Lincoln and Wilkes counties to levy an extra tax—and

A bill to be entitled an act, for the relief of Elijah Wright.

They have agreed to all the amendments of Senate made to the bill to authorize Shaler Hillyer of Wilkes county, to build a mill dam across Broad river, at the place commonly called Muckle's ferry shoals ; and have agreed to the amendments of Senate, to the bill to alter the times of holding the Superior courts in the Middle circuit, with amendments.

They have concurred in the resolution authorizing the Governor to employ fit persons to compile a code

of criminal law, adapted to the Penitentiary system ; and

Concurred in the resolution, appointing John Fleming a Notary Public for the town of Marion, in the county of Twiggs—and he withdrew.

The Senate took up the message, and the amendments made by the house of Representatives, to the bill, to alter the times of holding the Superior courts in the Middle, Eastern & Western circuits of this state, were agreed to, and the two several bills were read the first time.

The Senate took up the bill to be entitled an act to authorize Nodley Whitcomb, to build a Merchant mill ; and on motion that this bill do lie on the table for the balance of the Session, it was determined in the affirmative, and the yeas and nays being required, are yeas 17—nays 16.

Those in the affirmative, are messrs.

Blackmon,	Hamilton,	Moore,
Cleveland,	Hardin,	Montgomery,
Cuthbert,	Hatcher,	Robinson,
Daniel,	Hudson,	Talbot, and
Dooly,	Hudspeth,	Wimberly.
Flournoy,	Lane,	

Those in the negative, are messrs.

Bird,	Freeman,	Swain,
Bracewell,	Harris,	Walker,
Charlton,	Knight,	Ware, and
Cook,	Milton,	Williams.
Cullens,	Nowlan,	
Foster,	Parke,	

The bill to be entitled an act, for the relief of John Moore, of Jasper county, was read the second time—and

Ordered for committee of the whole.

Mr. Walker had leave to report instantler, a bill to be entitled an act, to authorize the Justices of the Inferior court of the county of Richmond, or a majority of them, to sell the Jail of said county, and erect another, which was read the first time.

Mr. Hatcher from the committee, reported a bill to be entitled an act, to incorporate the town of Irwinton, in the county of Wilkinson, and to vest certain powers in the Commissioners thereof, which was read the first time.

Mr. Charlton reported instantler, a bill to be entitled an act, to authorize the Justices of the Inferior courts of the several counties of this state, to establish Jail bounds for prisoners confined for debt, in the several Jails of said counties, which was read the first time.

Mr. Nowlan from the committee on enrolled bills, reported as duly enrolled and signed by the Speaker the following acts, viz :

An act for the better regulation of boats and boats crews navigating the Savannah river, from the city of Augusta to the head waters of said river—and

An act to alter the mode of holding the Mayor's court in the city of Savannah, and to increase the jurisdiction thereof, which were presented to and sever-

rally signed by the President of Senate.

Ordered that the committee carry the said acts to his Excellency the Governor for his revision.

Adjourned 'till 10 o'clock to-morrow morning.

SATURDAY, 2nd December, 1815.

Mr. Harris had leave to be absent from Senate until Wednesday next 12 o'clock.

The Senate again resolved itself into a committee of the whole, on the bill to be entitled an act, to amend the several Estray Laws—Mr. Cuthbert in the chair—Mr. President resumed the chair, and Mr. Cuthbert reported that they have gone thro' the bill with an amendment.

The Senate took up the report, which was amended and agreed to.

Whereupon the bill was read the third time and passed, under the title of a bill to be entitled an act, to amend the several Estray Laws now in force in this state, so far as respects the several counties therein named.

The Senate resolved itself into a committee of the whole on the bill to incorporate a company for the purpose of opening the rivers Oconee, Ocmulgee and Alata-maha—Mr. Talbot in the chair—Mr. President resumed the chair, and Mr. Talbot reported that they amended the bill by substituting in lieu thereof, a bill to be entitled an act, to open and improve the navigation of the rivers Ocmulgee, Oconee, Savannah and Alata-maha, and made further progress therein, and beg leave to sit again.

The Senate took up the report, which was read and agreed to.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to divorce Nancy Brown and Solomon Brown her husband—Mr. Cleveland in the chair—Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill with amendments.

The Senate took up the report which was amended and agreed to.

Whereupon the said bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are yeas 22—nays 10.

Those in the affirmative, are messrs.

Bracewell,	Hardin,	Robinson,
Charlton,	Hatcher,	Swain,
Cleveland,	Lane,	Talbot,
Cullens,	Milton,	Walker,
Cuthbert,	Moore,	Williams, and
Flournoy,	Newsom,	Wimberly.
Freeman,	Nowlan,	
Hamilton,	Parke,	

Those in the negative, are messrs.

Blackmon,	Bird,	Cook,
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Daniel,	Harris,	Montgomery, and
Dooly,	Hudson,	Ware.
Foster,	Hudspeth,	

There being a constitutional majority, the bill passed under the title of an act, to divorce Nancy Brown and Solomon Brown her husband, and Samuel Berry and Nancy his wife.

The Senate took up the report of the committee of the whole, on the bill to amend the several militia laws of this state, and the report was amended, by inserting in lieu thereof, a bill to be entitled an act, to amend an act, entitled an act, to amend an act, entitled an act, to revise, amend and consolidate the several militia laws of this state, and to adapt the same to the act of the Congress of the United States, & to add a part of the third Division to the fifth, and a part of the fifth, Division to the third.

Whereupon the bill as amended, was read the third time, and on the question, shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are yeas 26—nays 6.

Those in the affirmative are Messrs.

Blackmon,	Foster,	Parke,
Bird,	Hardin,	Robinson,
Bracewell,	Hudson,	Swain,
Charlton,	Hudspeth,	Talbot,
Cleveland,	Knight,	Walker,
Cook,	Milton,	Ware,
Daniel,	Moore,	Williams, and
Dooly,	Newsom,	Wimberly.
Flournoy,	Nowlan,	

Those in the negative are Messrs.

Cullens,	Hamilton,	Lane, and
Freeman,	Hatcher,	Montgomery.

The Senate proceeded to take up the resolution on the subject of the Judges, and on the question to take up the resolution, it was determined in the affirmative.

Whereupon, on the motion of Mr. Milton, that the Senate adjourn? it was determined in the negative, and the yeas and nays being required, are yeas 11—nays 21.

Those in the affirmative are Messrs.

Blackmon,	Hamilton,	Nowlan,
Bird,	Hardin,	Talbot, and
Charlton,	Hudson,	Walker.
Flournoy,	Milton,	

Those in the negative are Messrs.

Bracewell,	Foster,	Newsom,
Cleveland,	Hatcher,	Parke,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Cuthbert,	Lane,	Ware,
Daniel,	Moore,	Williams, and
Dooly,	Montgomery,	Wimberly.

Mr. Cuthbert moved that the Senate now proceed to the reading the several bills on the table—on the ques-

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tion, it was determined in the negative, and the yeas and nays being required, are yeas 15—nays 17.

Those in the affirmative are Messrs.

Blackmon,	Freeman,	Nowlan,
Bird,	Hamilton,	Talbot,
Charlton,	Hardin,	Walker,
Cuthbert,	Hudson,	Ware, and
Flournoy,	Milton,	Wimberly.

Those in the negative are Messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain, and
Daniel,	Lane,	Williams.
Dooly,	Moore,	

Mr. Walker called up the bill to be entitled an act, to authorize the Justices of the Inferior court of Richmond county, to sell the present jail, &c. for a second reading.

A motion for adjournment; the yeas and nays being required, are yeas 13—nays 19.

Those in the affirmative are Messrs.

Blackmon,	Hamilton,	Talbot,
Bird,	Hardin,	Walker, and
Charlton,	Hudson,	Ware.
Flournoy,	Milton,	
Freeman,	Nowlan,	

Those in the negative are Messrs.

Bracewell,	Foster,	Newsom,
Cleveland,	Hatcher,	Robinson,
Cook,	Hudspeth,	Swain,
Cullens,	Knight,	Williams, and
Cuthbert,	Lane,	Wimberly.
Daniel,	Moore,	
Dooly,	Montgomery,	

On motion of Mr. Cuthbert,

That the Senate do now adjourn? it was determined in the affirmative, and the yeas and nays being required, are yeas 17—nays 16.

Those in the affirmative are Messrs.

Blackmon,	Freeman,	Parke,
Bird,	Hamilton,	Talbot,
Charlton,	Hardin,	Walker,
Cullens,	Hudson,	Ware, and
Cuthbert,	Milton,	Wimberly.
Flournoy,	Nowlan,	

Those in the negative are Messrs.

Bracewell,	Hatcher,	Newsom,
Cleveland,	Hudspeth,	Robinson,
Cook,	Knight,	Swain, and
Daniel,	Lane,	Williams.
Dooly,	Moore,	
Foster,	Montgomery,	

On motion,

That the Senate do adjourn until 10 o'clock on Monday morning next; the question was lost—whereupon it was moved to adjourn until Monday 9 o'clock—

on the question, it was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 15.

Those in the affirmative are Messrs.

Blackmon,	Freeman,	Parke,
Bird,	Hamilton,	Robinson,
Charlton,	Hardin,	Talbot,
Cullens,	Hudson,	Walker,
Cuthbert,	Milton,	Ware, and
Flournoy,	Nowlan,	Wimberly.

Those in the negative are Messrs.

Bracewell,	Foster,	Moore,
Cleveland,	Hatcher,	Montgomery,
Cook,	Hudspeth,	Newsom,
Daniel,	Knight,	Swain, and
Dooly,	Lane,	Williams.

Whereupon the President adjourned the Senate 'till Monday morning 9 o'clock.

MONDAY, 4th December, 1815.

Mr. Parke from the committee to whom was referred the petition of Jonas Fauche, reported, viz :

The committee to whom was referred the memorial of Captain Jonas Fauche, in behalf of himself and others—

Report, That it appears from an act of Congress passed the 5th of March 1792, and the letters of the Secretary of War, addressed to the Governor of Georgia, authorizing effectual provision for the defence of the frontier of this state, that the said memorialist and others, have rendered military services, authorized by the General Government, which have not been compensated, from the twenty third day of April, 1793, to the 24th day of July, 1794, inclusive. We do therefore seriously regret that the claims of the warworn soldier should be so long neglected.

Be it therefore resolved, That his Excellency the Governor be, and he is hereby required, to instruct our Senators in Congress and our Representatives in the House of Representatives, to call on the Secretary at War, and prosecute the claims of our citizens, there pending, to a final settlement.

Ordered, that the report do lie on the table.

Mr. Montgomery called up the resolution from the house of Representatives, on the subject of the convention of the Judges at the city of Augusta.

Mr. Daniel moved to strike out of the resolution, the following words, to wit: "Yet we forbear to look with severity on the past, in consequence of Judicial precedents, calculated in some measure to extenuate the conduct of the Judges, and the hope that for the future, this explicit expression of public opinion will be obeyed."

Mr. Dooly moved the previous question, that is, shall the main question be now put? It was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 15

Those in the affirmative, are messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Daniel,	Lane,	Williams, and
Dooly,	Moore,	Wimberly.

Those in the negative, are messrs.

Blackmon,	Freeman,	Nowlan,
Bird,	Hamilton,	Parke,
Charlton,	Hudson,	Talbot,
Cuthbert,	Hardin,	Walker, and
Flournoy,	Milton,	Ware.

Whereupon, the President put the main question, shall this resolution now be concurred in? It was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 16.

Those in the affirmative, are messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Daniel,	Lane,	Williams, and
Dooly,	Moore,	Wimberly.

Those in the negative, are messrs.

Blackmon,	Freeman,	Parke,
Bird,	Hamilton,	Talbot,
Byne,	Hardin,	Walker, and
Charlton,	Hudson,	Ware.
Cuthbert,	Milton,	
Flournoy,	Nowlan,	

Mr. Daniel presented a petition from Col. Daniel Newnan, which was read and referred to a special committee.

Ordered that messrs. Daniel, Freeman and Milton be that committee.

The bill to be entitled an act, to incorporate the town of Irwinton, in the county of Wilkinson, was taken up, read the second time—and

Ordered to a third reading.

The bill to be entitled an act, to authorize the Justices of the Inferior court of the county of Richmond, or a majority of them, to sell the Jail of said county, and erect another, was read the second time—and

Ordered for a third reading.

The bill to be entitled an act, to authorize the Justices of the Inferior courts of the several counties of this state, to establish Jail bounds, &c. was read the second time.

Ordered for committee of the whole.

The bill to authorize the Inferior courts of Lincoln and Wilkes counties, to levy an extra tax, was read the second time.

Ordered for committee of the whole.

The bill for the relief of Elijah Wright, was read the second time.

Ordered for a third reading.

The bill to be entitled an act, to alter and amend the

first section of an act, to regulate Escheats in this state, and to appoint Escheators, passed the fifth day of December, 1801, was read the third time and passed.

The bill to be entitled an act, supplementary to an act, entitled, an act, to regulate the pilotage of vessels, to and from the several ports of this state, was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act, for the relief of John Moore of Jasper county—mr. Montgomery in the chair—mr. President resumed the chair, and mr. Montgomery reported that they had gone through the bill without any amendment.

The Senate took up and agreed to the report.

Whereupon the said bill was read the third time and passed.

The Senate took up and agreed to the report of the committee of the whole, on the bill to be entitled an act, for the repeal of an act entitled, an act for amending an act entitled, an act for regulating the wharves and shipping in the several ports in this province, and ascertaining the rates of wharfage and shipping and storage, and also the duty of the Harbor master to put in force an act entitled, an act to amend an act, to prevent persons from throwing ballast or rubbish, in falling trees into the rivers and navigable creeks within this province, and for keeping clear the channels of the same.

Whereupon the said bill was read the third time and passed.

Ordered that the bill to compel the Banks of Augusta and Savannah, to pay specie for their notes, do lie on the table the balance of the Session.

Mr. Charlton called up the resolution in the words following, which was agreed to, to wit :

Resolved, That Cols. Nicholas Long, Patrick Jack, H. V. Milton, Edward Harden, Captains William Jones, Willoughby Barton, and the Adjutant General, Col. Daniel Newnan, be, and they are hereby appointed and requested to meet as a board, for the purpose of framing and digesting a Military System, for the militia of this state, and that they do so soon as they shall have completed the said system, report the same to his Excellency the Governor, whose duty it shall be to submit it to the next General Assembly with his opinion thereon.

The Senate took up the report of the committee on the memorial of Jonas Fauche and others, and the same being again read, was agreed to.

The honorable Robert Flournoy had leave to be absent from Senate for the remainder of the Session.

The bill to be entitled an act, to amend the 5th section of an act, supplementary to and amendatory of an act, entitled an act, to amend an act, to authorize the fortunate drawers in the late Land Lotteries in this state, to take out grants, &c. was taken up, read the third time and passed with an amendment.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have passed the bill from Senate to repeal the 4th, 5th, 6th and 7th sections of the act to authorize the Courts of Equity in this state, to grant remedies in certain cases.

They have passed the following bills :

A bill to be entitled an act, to amend an act, entitled an act, for the better regulation of the town of Greensboro, &c.—and

A bill to establish and make permanent East street, in the town of Washington in the county of Wilkes—and he withdrew.

The Senate took up the message, and the bills were severally read the first time.

Mr. Moore had leave instantler, to report a bill, to alter the time of holding the Inferior courts for the county of Jasper, which was read the first time.

On motion of mr. Montgomery,

Resolved, That the Secretary inform the house of Representatives that the Senate are desirous to adjourn on Saturday next, *sine die*, and that they hope the Representative branch will so arrange their business as to be able to ensure that object.

The Senate took up and agreed to the following report, to wit :

The committee to whom was referred the petition of the citizens of Milledgeville, have had the subject under their consideration and recommend the following resolution :

Be it resolved by the Senate and house of Representatives of the state of Georgia, in General Assembly met, that his Excellency the Governor be, and he is hereby authorised and required to order a stay of execution on all judgments which have been or may hereafter be obtained in behalf of the state against the purchasers of Milledgeville lots for the term of six months from the date of said judgments, at the expiration of which time, the said purchasers or their securities, shall on the payment of one third of the principal and interest then due by them, be entitled to a further stay of twelve months ; and at the expiration of that time, on the payment of one half of the debt then due, shall be entitled to a further stay of twelve months for the payment of the balance.

Provided nevertheless, That all persons claiming the indulgence hereby given, shall if required give additional security for the payment of their respective dues, and that nothing herein contained shall be so construed as to prevent securities from proceeding against their principals in the manner pointed out heretofore by the Legislature.

The Senate adjourned 'till 10 o'clock to-morrow morning.

TUESDAY, 5th December, 1815.

Mr. Byne moved that the minutes of yesterday be reconsidered, so far as respects the resolutions on the subject matter of convention of the Judges at Augusta—on the question to reconsider, it was determined in the negative, and the yeas and nays being required, are yeas 16—nays 18.

Those in the affirmative, are messrs.

Blackmon,	Freeman,	Parke,
Bird,	Hamilton,	Talbot,
Byne,	Hardin,	Walker, and
Charlton,	Hudson,	Ware.
Cuthbert,	Milton,	
Flournoy,	Nowlan,	

Those in the negative, are messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Daniel,	Lane,	Williams, and
Dooly,	Moore,	Wimberly.

On motion,

Resolved, That the negative vote of the hon. William Byne, of the county of Burke, be entered on the Journal of Senate, relative to the resolutions from the house of Representatives, on the subject matter of the convention of the Judges at the city of Augusta.

Resolved, That the minutes of yesterday be reconsidered, so far as respects the resolution on the petition of the citizens of Milledgeville—the yeas and nays being required, are yeas 17—nays 14.

Those in the affirmative, are messrs.

Blackmon,	Dooly,	Nowlan,
Bird,	Hatcher,	Swain,
Byne,	Hudson,	Walker,
Cleveland,	Knight,	Ware, and
Cook,	Montgomery,	Wimbrly.
Daniel,	Newsom,	

Those in the negative, are messrs.

Charlton,	Hardin,	Parke,
Cuthbert,	Hudspeth,	Robinson,
Foster,	Lane,	Talbot, and
Freeman,	Milton,	Williams.
Hamilton,	Moore,	

Mr. Robinson had leave to introduce a bill to change the name of John Smith of Laurens county, to that of John Hudson, which was read the first time.

Mr. Hatcher presented a petition from Wilson Williams, which was read and referred to a special committee.

Ordered that Messrs. Hatcher, Daniel and Foster be that committee.

Mr. Parke from the committee, to whom was referred the petition of Joseph Philips, reported, which was read and ordered to lie on the table.

Mr. Foster presented a petition from James Hardin, which was read and referred to a special committee.

Ordered that Messrs. Foster, Freeman and Montgomery be that committee.

Mr. Daniel from the committee to whom was referred the petition of Daniel Newnan, reported, to wit ;

The committee to whom was referred the petition of Col. Daniel Newnan, are of opinion that the prayer of the petitioner is reasonable, and ought to be granted ; they therefore recommend that the sum of five hundred dollars be allowed him in the appropriation law, which shall be written off his bonds given to the state for the purchase of fractional surveys of land, by the Treasurer or other officer, in whose hands such bonds may be, and which shall be considered as a remuneration to him, the said Newnan, for the loss of a negro man on an expedition conducted by him against the Aulot-chewan Indians in the year 1812.

Mr. Foster moved to strike out “as a remuneration” &c. to the end of the report, and insert “donation for his meritorious services.”

Whereupon Mr. Dooly moved for the previous question, which was put and carried, and the resolution was then read, and on the question to agree to the same, the yeas and nays being required, are yeas 18—nays 13.

Those in the affirmative are Messrs.

Byrd,	Dooly,	Montgomery,
Bracewell,	Freeman,	Parke,
Byne,	Hamilton,	Talbot,
Charlton,	Hudson,	Walker,
Cleveland,	Knight,	Williams, and
Daniel,	Lane,	Wimberly.

Those in the negative are Messrs.

Blackmon,	Hardin,	Robinson,
Cook,	Hatcher,	Swain, and
Cullens,	Hudspeth,	Ware.
Cuthbert,	Newsom,	
Foster,	Nowlan,	

Mr. Foster again moved that the resolution was in its shape and substance a donation, and that it be so considered by the Senate.

The President stated that the report was finally decided by the yeas and nays, and that Mr. Foster's motion was out of order ;

Mr. Foster appealed from the decision of the chair, and on the question, it was decided that the decision was correct.

The Senate resolved itself into a committee of the whole on the bill to divorce Matthew Wood and Mourning his wife—Mr. Hudspeth in the chair—Mr. President resumed the chair, and Mr. Hudspeth, reported that they had gone thro' the same without any amendment.

The report was taken up and agreed to.

Whereupon the said bill was read the third time and on the question, shall this bill now pass? the yeas and nays being required are yeas 18—nays 14.

Those in the affirmative, are Messrs.

Bracowell,	Hardin,	Robinson,
Cleveland,	Lane,	Swain,
Charlton,	Milton,	Talbot,
Cullens,	Moore,	Walker,
Freeman,	Newsom,	Williams, and
Hamilton,	Parke,	Wimberly.

Those in the negative are Messrs.

Blackmon,	Daniel,	Hudspeth,
Bird,	Dooly,	Knight,
Byne,	Foster,	Montgomery, and
Cook,	Hatcher,	Ware.
Cuthbert,	Hudson,	

There not being a constitutional majority the bill was lost.

Mr. Nowlan from the committee of enrolled bills, reported as duly enrolled and signed by the Speaker, the following acts, viz :

An act to authorise the Justices of the Inferior court of Jasper county to levy an extra tax for county purposes.

An act to alter the names of Aden Moss to that of Aden Powell, and William Henry Braziel, Henry William Braziel, and Ransom Braziel to that of William Henry Wright, Henry William Wright and Ambrose Ransom Wright, and James West to that of James Heard.

An act to relieve and exonerate William O. Whitney and Nathaniel Payne from their bond or recognizance, given to prosecute an indictment in behalf of the state of Georgia against Farly Thompson.

An act to authorise the trustees of the Richmond academy to establish a Seminary of learning on the Sand-Hills near Augusta, to be held and considered as a branch of the Richmond academy.

An act to establish a Flour Inspection in the town of Darien in the county of M'Intosh.

An act to compel Clerks of the Courts of Ordinary to give bond and security for the faithful performance of their duty.

An act to sell and dispose of the court-house and jail, and two acres of land, formerly the Court-house and Jail, and the public square of Montgomery county, now in the county of Emanuel.

An act to quiet and confirm the titles of the lot-holders in the town of Louisville, and for other purposes.

An act to amend an act, entitled an act, to regulate the town of Darien in the county of M'Intosh, passed the 22d December, 1808.

An act more particularly to define and extend the power of Grand Jurors in correcting lists of Tax Returns.

An act to alter and amend the 3d section of an act, entitled an act, prescribing the mode of manumitting slaves in this state.

An act to authorize Shaler Willyer of the county of Wilkes to build a mill-dam across Broad river, at the shoals called and known by the name of Muckle's Ferry Shoals.

An act to secure to Ransom Carson, a citizen of Wayne county, the right and privilege of establishing a ferry across the river Satilla in said county.

An act for the better regulation and Government of the town of Athens in the county of Clark.

An act to secure to John Beck, his heirs and assigns, the right to erect a bridge across Savannah river at his own ferry—and

An act to authorize persons having grants to lands without plats thereof, to have those lands re-surveyed, and the plats thereof recorded in the county and Surveyor General's office, which were presented to and signed by the President of Senate : ordered that the committee do carry said acts to his Excellency the Governor for his revision.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have agreed to all the amendments of Senate, to the following bills ;

The bill to alter the law of libel so far as to allow the defendant to justify and give the truth in evidence on indictment for the same.

The bill to add a part of Jasper county to the county of Morgan.

The bill to compel owners of old and infirm slaves to maintain them.

The bill for relieving the citizens of this state from paying taxes for property plundered and taken away by the British since the first day of January last.

They have concurred in the resolution appointing John Hughes and William H. Greene, Lumber measurers for the city of Savannah—and

In the appointment of James Hutchinson a commissioner of the public buildings in the county of Twiggs.

They have passed a resolution requesting a schedule of sundry claims on the Creek Indians to be laid before the General Assembly by his Excellency the Governor—and

A resolution requesting information from his Excellency the Governor, on the subject of money owing by the General Government to the state for the sale of Western lands—and

They have passed a bill to be entitled an act, to raise money by lottery for the purpose of aiding the funds of the Savannah Poor-House and Hospital—and

A bill to be entitled an act, to amend an act, to appoint commissioners for the better regulation and government of the town of Milledgeville, passed the 10th day of December, 1812—and he withdrew.

The Senate took up the message and concurred in the resolution on the subject of debt due for sale of Western lands ;

Ordered that the other resolution do lie on the table ; and the bills were severally read the first time.

A message from his Excellency the Governor, by Mr. Carey his Secretary.

Mr. President,

I am directed by his Excellency the Governor to return to this branch of the Legislature, a bill which he has assented to and signed, entitled an act, to alter the mode of holding the Mayor's court in the city of Savannah, and to increase the jurisdiction thereof—and he withdrew.

Ordered that the committee of enrolment do carry said act to the Secretary of States' office and see the great seal affixed to the same.

The Senate resolved itself into a committee of the whole, on the bill to authorize the Inferior courts of Lincoln and Wilkes counties to levy an extra tax—*Mr. Foster* in the chair—*Mr. President* resumed the chair, and *Mr. Foster* reported that they had gone through the bill without any amendment.

The Senate took up the report, which was agreed to.

Whereupon the said bill was read the third time and passed.

The following bills were severally taken up and read the second time.

A bill to be entitled an act, to establish and make permanent East street, in the town of Washington in the county of Wilkes ;

Ordered to a third reading.

The bill to alter the time of holding the Inferior court for the county of Jasper.

Ordered to a third reading—and

The bill to be entitled an act, to amend an act, for the better regulation of the town of Greensboro', &c.

Ordered for committee of the whole.

The following bills were severally taken up, read the third time and passed, viz :

The bill to be entitled an act, to authorize the Justices of the Inferior court of the county of Richmond or a majority of them, to sell the jail of said county and erect another in a more fit and proper place.

The bill to be entitled an act, for the relief of Elisha Wright—and

The bill to be entitled an act, to incorporate the town of Irwinton in the county of Wilkinson and to vest certain powers in the commissioners thereof.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to authorize the Justices of the Inferior courts of the several counties of this state, to establish Jail bounds for prisoners confined for debt in the several jails of said counties—*Mr. Talbot* in the chair—*Mr. President* resumed the chair, and *Mr. Talbot* reported that they had gone thro' the bill without any amendment.

The Senate took up the report, which was agreed to ;

Whereupon the bill was read the third time and passed.

Mr. Hudspeth from the committee on Finance, reported on the petitions of *Mrs. Nancy Horton*, and *James Patterson*, to wit :

The committee on Finance to whom was referred the petition of *Mrs. Nancy Houghton* ;

Report, That they have had the same under consideration and find that it is reasonable and ought to be granted, and therefore recommend the following resolution, to wit :

Resolved, That the sum of fifty Dollars be appropriated to *Mrs. Nancy Houghton*, to be paid her by Warrant on the Treasurer from the Governor, upon her giving bond and security to indemnify the state against the payment of a warrant, issued the 3d of December, 1802, in favor of *James Byrum* for the said sum of Fifty Dollars, it appearing that the said warrant has been lost and consequently never taken in at the Treasury ; and the said report being read was agreed to.

The committee on Finance to whom was referred the petition of *James Patterson*, have had the same under consideration, and beg leave to report, that it appears to them that *James Patterson* was Receiver of Tax Returns in Wilkes county in the year 1808 ; that from the oath of the said Receiver, and the statement of the Comptroller General, there is due the said Receiver the sum of one hundred and ninety-five dollars and eighty five cents for his services. They therefore recommend the following resolution :

Resolved, That the sum of one hundred and ninety five dollars and eighty five cents be appropriated for the use and benefit of *James Patterson*, Receiver of Tax Returns for Wilkes county in 1808, and as full compensation for his services ; and the report being read was agreed to.

Mr. Freeman again called up the resolution on the subject of purchasers of Milledgeville lots—and

Mr. Dooly moved that the Senate do disagree to the resolution—on the question, it was determined in the negative, and the yeas and nays being required, are yeas 14—nays 16.

Those in the affirmative, are messrs.

Blackmon,	Dooly,	Montgomery,
Bird,	Hatcher,	Swain,
Byne,	Hudson,	Ware, and
Cleveland,	Hudspeth,	Winberly.
Cullens,	Knight,	

Those in the negative, are messrs.

Bracewell,	Freeman,	Parke,
Charlton,	Hamilton,	Robinson,
Cook,	Hardin,	Walker, and
Cuthbert,	Milton,	Williams.
Daniel,	Moore,	
Foster,	Newsom,	

Whereupon, the said resolution was amended, agreed to, and is as follows :

The committee to whom was referred the petition of the citizens of Milledgeville, have had the subject under their consideration and recommend the adoption of the following resolution ;

Be it resolved by the Senate and house of Representatives of the State of Georgia in General Assembly met, that his Excellency the Governor be, and he is

herely authorized and required to order the stay of execution on all judgments which have been or may be obtained prior to the first day of April next, in behalf of the State, against the purchasers of Milledgeville lots, for the term of six months from the date of judgment, at the expiration of which time the said purchasers or their securities, shall on the payment of one third of the principal and interest then due by them, be entitled to a further stay of twelve months.

Provided nevertheless, That all persons claiming the indulgence hereby given, shall if required give additional security for the payment of their respective dues—and that nothing herein contained shall be so construed as to prevent securities from proceeding against their principals in the manner pointed out heretofore by the Legislature.

Mr. Hudspeth laid on the table a resolution on the subject of making settlement with those men who have labored on the Penitentiary, &c.

Adjourned till 10 o'clock to-morrow morning.

WEDNESDAY, 6th December, 1815.

On motion of Mr. Wimberly,

The Journal of yesterday was re-considered, so far as respects the bill to divorce Matthew Wood, and Mourning his wife—and

Ordered that the said bill do lie on the table.

Mr. Moore presented a petition from Stokely Morgan, which was read and referred to a special committee.

Ordered that messrs. Moore, Daniel and Hudspeth be that committee.

Mr. Charlton in his place rose and moved, that he be permitted to read a paper then in his hand, purporting to be a written protest of the minority of this Senate, against the resolutions from the house of Representatives, on the subject matter of an alledged illegal convention held by the judges at Augusta.

Whereupon, Mr. Daniel moved the following resolution ;

Resolved, That it is the sense of this Senate, that it is not in order to enter a protest on the Journals of Senate, and that it is not authorized by the rules of this Senate, or the Constitution ; therefore a motion to enter a protest is out of order.

Mr. Milton moved to amend the resolution by inserting, " except the one from the honorable member from Chatham."

Mr. Knight moved the previous question, which was carried.

Whereupon, Mr. Daniel's resolution was again read, and on the question to agree, it was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 16.

Those in the affirmative, are messrs.

Bracewell,	Cullens,	Foster,
Cleveland,	Daniel,	Hatcher,
Cook,	Dooley,	Hudspeth,

Knight,	Montgomery,	Swain,
Lane,	Newson,	Williams, and
Moore,	Robinson,	Wimberly.

Blackmon,	Those in the negative, are messrs.	Parke,
Bird,	Hamilton,	Talbot,
Byne,	Hardin,	Walker, and
Charlton,	Harris,	Ware.
Cuthbert,	Hudson,	
Freeman,	Milton,	
	Nowlan,	

Mr. Nowlan had leave to be absent from Senate after to day, for the balance of the session.

Mr. Moore from the committee, reported a bill to emancipate and set free Sabre, a woman of color, which was read the first time.

Mr. Foster from the committee, reported on the petition of James Harden, which was read—and

Ordered to lie on the table.

Mr. Charlton presented a memorial from Peter Kemble Esq. which was read and referred to messrs. Charlton, Bird and Foster, to report thereon.

A message from the house of Representatives by Mr. Clayton their Clerk :

Mr. President,

The house of Representatives have passed a bill to be entitled an act, to alter the second section of the second article of the Constitution of this State—and he withdrew.

The Senate took up the message, and the said bill was read the first time.

The following bills were taken up and read the second time, viz :

A bill to be entitled an act, to amend an act, to appoint Commissioners for the better regulation and government of the town of Milledgeville.

Ordered to a third reading.

The bill to be entitled an act, to change the name of John Smith to John Hudson.

Ordered to a third reading.

The bill to be entitled an act, to raise money by Lottery for the purpose of aiding the funds of the Savannah Poor-house and Hospital.

Ordered to a third reading.

The following bills were severally taken up, read the third time and passed.

A bill to be entitled an act to establish and make permanent East-street in the town of Washington in the county of Wilkes—and

The bill to alter the time of holding the Inferior court for the county of Jasper.

The Senate took up the report of the committee of the whole upon the bill to be entitled an act, to divorce William Graddy and Sally his wife, which being read was agreed to.

Whereupon the bill was read the third time, and on the question, shall this bill now pass? the yeas and nays being required, are yeas 19—nays 12.

Those in the affirmative are messrs.

Bracewell,	Hardin,	Robinson,
Charlton,	Harris,	Swain,
Cleveland,	Knight,	Talbot,
Cullen,	Lane,	Walker, and
Cuthbert,	Milton,	Williams.
Freeman,	Moore,	
Hamilton,	Parke,	

Those in the negative, are, messrs.

Blackmon,	Daniel,	Hudson,
Bird,	Dooley,	Hudspeth,
Byne,	Foster,	Montgomery, and
Cook,	Hatcher,	Ware.

There not being a Constitutional majority, the bill was lost.

The senate took up the report of the joint committee on Finance, which being read, and the blanks being filled, was agreed to, and is as follows :

The joint committee on Finance, to whom was referred the report of the Commissioners of the Penitentiary edifice, beg leave to report :

That they have had the same under their consideration, and after an attentive examination of the account of disbursements made, find the same correct as far as they could conveniently ascertain. They would recommend however to the Commissioners hereafter to specify the particular quantity of any article purchased and its cost—For example, so many feet of lumber, the kind, and its price per hundred feet ; so many barrels of nails, containing so many pounds, the quality and the price per hundred weight ; the number of brick purchased or laid—also, the proper vouchers, receipts, &c. for every thing purchased.

The committee suggest this, not from any want of confidence in the Commissioners, but that the Legislature may be enabled to know the terms on which materials have been purchased.

The committee will now proceed to express their sentiments relative to the balance of the report of the Commissioners.

If the Penitentiary system is founded on the principles of a humane and wise policy, it is an object of primary importance that it should be carried into operation at the earliest period possible.

Your committee are of opinion that the System is honorable to the state, and affords the strongest evidence of the improvement of our country in civilization and correct views of criminal jurisprudence—For nothing can be more unjust, more barbarous, than those laws, which placing crimes of different degrees of magnitude upon an equality of guilt—alike require blood for all.

An example or two will suffice—Under the present system, he who robs another on the highway of property of the least value, is equally punished, as if he had added murder to his crime, and thereby is often induced to commit murder for the purpose of preventing detection—The crime of manslaughter, infinitely more heinous than robbery, is only punished with burning

in the hand, while the latter as before observed, is punished capitally.

The pillory, cropping and whipping have a most unfortunate tendency—hardening the individual, and when set at liberty, he is prepared for the perpetration of every crime.

The Penitentiary system wisely proportions the punishment to the crime—it excludes the offender from society—it accustoms him to habits of industry, which he is likely to preserve ; his labor is beneficial to the state and to himself. The certainty of punishment is also increased ; for under the present system Juries are unwilling to convict for minor offences where death follows.

The committee hope that their remarks will not be deemed foreign to the subject, as they prove conclusively, they trust, the propriety of completing the building as it at present stands, for the speedy reception of criminals.

With respect to the completion of the original plan, the committee beg leave to state, that even if that plan were not as good as might have been devised, yet many disadvantages must necessarily result from leaving it unfinished—one wing was intended for female criminals ; will not many difficulties arise if the plan be abandoned ? It is urged by many, that it is too extensive—but this is bare conjecture, and the Legislature who approved the plan, did not coincide with those who entertain this opinion—If there be any difference of sentiment on this point, will it not be more prudent to have the building too large, rather than risque its being too small ? What would be the consequence, if more criminals should arrive than could be received ? How could the sentence of the law be carried into effect ?

The committee are nevertheless sensible, that economy ought to be consulted ; but if they were to hazard an opinion, they would assert that the public good is more frequently sacrificed by economising, than by a prodigal use of the public money—They are of opinion that the Penitentiary can be completed with as little expence to the state at this, as at any subsequent period—there are materials on hand, which must otherwise be sold, and there is a sufficient number of workmen ready to undertake.

They therefore beg leave to submit the following resolution ;

Resolved, That the wing and centre of that part of the Penitentiary already erected, be prepared as speedily as possible for the reception of criminals, that the contemplated wall be so constructed as to strike the same point, as if the building were complete, and thence take such a direction as not to interfere with carrying on the original plan, which is recommended to be pursued as soon as convenient, and that the sum of

dollars be appropriated for the purposes aforesaid.—Read and agreed to.

Mr. Freeman presented a petition from Joseph Sto-

vall, administrator of Hubert Reynolds, which was read and referred to a special committee ;

Ordered that Messrs. Freeman, Hamilton and Robinson be that committee.

Adjourned 'till 10 o'clock to-morrow morning.

THURSDAY, 7th December, 1815.

On motion of Mr. Cuthbert,

To reconsider the Journal of yesterday so far as respects the resolution introduced by Mr. Daniel relative to the point of order, it was determined in the negative, and the yeas and nays being required, are yeas 16—nays 18.

Those in the affirmative are Messrs.

Blackmon,	Hamilton,	Parke,
Bird,	Hardin,	Talbot,
Byne,	Harris,	Walker, and
Charlton,	Hudson,	Ware.
Cuthbert,	Milton,	
Freeman,	Nowlan,	

Those in the negative are Messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Daniel,	Lane,	Williams, and
Dooly,	Moore,	Wimberly.

A message from the house of Representatives, by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have passed the following bills :

A bill authorizing the Justices of the Inferior court of Elbert county to levy an extra tax for the purpose of building a court-house in said county.

A bill to be entitled an act, for the better regulation of the town of Watkinsville in the county of Clark.

A bill to incorporate the Savannah Library society.

A bill to be entitled an act, to divorce and separate David Terry and Susan his wife—and

A bill entitled an act, to prevent the importation entrance, and admission into this state of free persons of color—and he withdrew.

The Senate took up the message and the bills were severally read the 1st time.

On motion of Mr. Cook,

Resolved, That Jacob Robinson be and he is hereby appointed a commissioner of the academy of Laurens county, in addition to those already appointed.

On motion of Mr. Milton.

Resolved, That the protest of many of the members of the Senate, against the resolution of the house of Representatives, concurred in by Senate, denying the right of the Judiciary to decide upon the constitutionality of laws passed by the Legislature, be read and entered upon the Journal of this Senate.

Mr. Nowlan rose in his place and read from the Journal of 1808, the entry of a Protest, as a precedent in like cases.

Mr. Hudspeth moved that the resolution do lie on the table, for the balance of the session ; and the yeas and nays being required, are yeas 18—nays 16.

Those in the affirmative are Messrs.

Bracewell,	Foster,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain,
Daniel,	Lane,	Williams, and
Dooly,	Moore,	Wimberly.

Those in the negative are Messrs.

Blackmon,	Hamilton,	Parke,
Bird,	Hardin,	Talbot,
Byne,	Harris,	Walker, and
Charlton,	Hudson,	Ware.
Cuthbert,	Milton,	
Freeman,	Nowlan,	

Ordered that the bill to be entitled an act, to divorce and separate David Terry and Susan his wife, be in order for a second reading on the first Monday in June next.

On motion of Mr. Hatcher,

Resolved, That Ransom Worrell be, and he is hereby appointed a Notary Public for the town of Irwinton, Wilkinson county.

The bill to be entitled an act to emancipate and set free Sabra a woman of color, was read the second time.

Ordered for committee of the whole in June next.

The bill to be entitled an act, to alter the second section of the 2d article of the Constitution of this state, was read the second time.

Ordered for committee of the whole.

The bill to be entitled an act, to change the name of John Smith to that of John Hudson, was taken up read the third time and passed.

The bill to be entitled an act, to amend an act, to appoint commissioners for the better regulation and government of the town of Milledgeville, passed the 10th day of December, 1812, was read the third time and passed.

The bill to be entitled an act to raise money by Lottery for the purpose of aiding the funds of the Savannah Poor-House and Hospital, was read the third time and passed.

Mr. Lane laid on the table a resolution relative to purchasers of fractional surveys, &c.

On motion of Mr. Nowlan,

Resolved, That Mr. Charlton be added to the joint committee of enrolment.

The Senate took up the report of the committee to whom was referred the petition of George Bailie, and the same being read, was ordered to lie on the table for the balance of the Session.

On motion,

Mr. Hardin had leave of absence 'till Monday next, and Mr. Hamilton after Saturday next, for the balance of the session.

Adjourned 'till 10 o'clock to-morrow morning.

FRIDAY, 8th December, 1815.

Mr. Cook had leave to report instantan, a bill to be entitled an act, for the relief of John Heard's children, which was read the first time.

On motion of Mr. Montgomery,

Resolved, That the Commissioners of the Academies of the counties of Elbert, Jackson, Morgan, Clarke, Putnam, Laurens, Montgomery, Bulloch, Jasper and Scriven, or at least, one of the Commissioners of the Academies, or a majority of said counties, be, and they are hereby authorized, either by themselves, their agent or attorney, to sell and dispose of three tracts of land in the county of Camden, sold by the Commissioners of confiscated property, one as the property of Sir James Wright, one as the property of Alexander Wright, and one as the property of James Wright, jun. and bought by the Commissioners of the Academies of the said counties—and that they may dispose of the same, either at public or private sale, and on such instalments as they may deem most conducive to the interest of their several Institutions; and that the Commissioners of confiscated property, do make titles to the purchasers thereof, whenever they shall be thereunto required by the said Commissioners, their agents or attorneys.

The following bills were severally read the second time—and

Ordered to a third reading.

A bill to incorporate the Savannah Library Society.

A bill authorizing the Justices of the Inferior court of Elbert county, to levy an extra tax—and

A bill for the better regulation of the town of Watkinsville in the county of Clark.

The bill to be entitled an act, to prevent the importation, entrance and admission into this state of free persons of color, was read the second time—and

Ordered for committee of the whole.

The Senate resolved itself into a committee of the whole, on the bill to alter the second section of the second article of the Constitution—Mr. Talbot in the chair—Mr. President resumed the chair, and Mr. Talbot reported progress and had leave to sit again.

A message from the house of Representatives by Mr. Clayton their Clerk;

Mr. President,

The house of Representatives have passed the following bills, viz:

A bill to be entitled an act to define the duty of Justices of the Inferior courts, in regard to the books of record of their respective counties, &c.

A bill to be entitled an act to revise, amend and con-

solidate the several Cavalry laws of this state, &c.

A bill to be entitled an act, to regulate the manner of weighing with scales or steelyards, throughout the state of Georgia—and

A bill to be entitled an act, to levy a tax for the political year 1816—and he withdrew.

The Senate took up the message, and the said bills were severally read the first time.

Mr. Freeman from the committee to whom was referred the petition of the administrators of Hubert Reynolds, reported, which was read and ordered to lie on the table.

Mr. Lane called up the resolution on the subject of fractional purchasers, which being read, was amended and is as follows:

Resolved, That the purchasers of fractional surveys and squares of land from this state, who have already, or may on or before the first day of March next, give sufficient additional security, and who may on or before that day, have paid one third part of the principal of the debt due to the state, with the interest and cost due thereon, on the first of March 1815, shall have a further indulgence for the payment of the balance, until the first day of March 1817; and that His Excellency the Governor be authorized to give the necessary instructions to the proper officers, for the accomplishment of the objects herein contemplated—on the passage of the resolution, the yeas and nays are, yeas 17—nays 14.

Those in the affirmative, are messrs.

Bracewell,	Freeman,	Moore,
Cleveland,	Hamilton,	Newsom,
Cook,	Harris,	Robinson,
Cuthbert,	Hatcher,	Swain, and
Dooly,	Lane,	Williams.
Foster,	Milton,	

Those in the negative, are messrs.

Blackmon,	Hudson,	Talbot,
Erd,	Hudspeth,	Walker,
Byne,	Knight,	Ware, and
Cullens,	Montgomery,	Wimberly.
Daniel,	Paice,	

Mr. Charlton from the committee of enrolled bills, reported as duly enrolled and signed by the Speaker, the following several acts, viz:

An act, for the repeal of an act, entitled an act, for amending an act, entitled an act, for regulating the wharves and shipping in the several ports in this province, and ascertaining the rates of wharfage and shipping, and storage, and also the duty of the Harbor-master to put in force an act, entitled an act, to amend an act, to prevent persons from throwing ballast or rubbish or falling trees into the rivers and navigable creeks within this province, and for keeping clear the channels of the same.

An act, for the relief of John Moore of Jasper county.

An act, supplementary to an act, entitled an act, to regulate the pilotage of vessels, to and from the several ports in this state.

An act to compel owners of old or infirm slaves to maintain them.

An act for the relief of Elisha Wright.

An act to authorize the Inferior courts of Lincoln and Wilkes counties, to levy an extra tax; which were presented to and severally signed by the President of Senate.

Ordered that the committee do carry said acts to his Excellency the Governor, for his revision.

Adjourned till 10 o'clock to-morrow morning.

SATURDAY, 9th December, 1815.

The bill for the better regulation and government of the town of Watkinsville in the county of Clark :

The bill to authorise the Inferior court of Elbert county to levy an extra tax—and

The bill to incorporate the Savannah Library Society, were severally read the third time and passed.

The bill for the relief of John Heard's children ;

The bill to regulate the manner of weighing with scales or steelyards ;

The bill to levy a tax for the political year 1816 ;

The bill to define the duties of Justices of the Inferior courts in certain cases, &c.—and

The bill to revise, amend and consolidate the several Cavalry laws of this state, were severally read the second time—and

Ordered for committee of the whole.

The Senate resolved itself into a committee of the whole, on the bill, to revise, amend and consolidate the several Cavalry laws of this state—Mr. Dooly in the chair—Mr. President resumed the chair, and Mr. Dooly reported that they had gone thro' the same with an amendment.

Ordered that the report do lie on the table.

A message from his Excellency the Governor by Mr. Carey his Secretary ;

Mr. President,

I am directed by his Excellency the Governor to inform the Senate that he did on yesterday, approve of and sign four resolutions which originated in Senate, the substance of which are as follows, to wit :

One authorising and requiring the Governor to employ fit and proper persons to compile a code of criminal laws adapted to the Penitentiary system, and lay the same before the next Legislature.

One appointing John Fleming, Esq. a Notary Public for the town of Marion in the county of Twiggs.

One appointing James Hutchinson, Esq. a commissioner of the public buildings in the county of Twiggs, vice Miles Gathright, deceased.

One appointing John Hughes and Wm. H. Greene, Lumber measurers for the city of Savannah.

I am also directed by him to lay before Senate Communication—and he withdrew.

Ordered that the said communication be referred to the committee on the State of the Republic.

The Senate resolved itself into a committee of the whole, on the bill to alter the second section of the 2d article of the constitution—Mr. Foster in the chair—Mr. President resumed the chair, and Mr. Foster reported that they had gone thro' the same with amendments.

The Senate took up the report, which was agreed to with an amendment.

Whereupon the said bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are yeas 27—nays 3.

Those who voted in the affirmative are Messrs.

Bird,	Harris,	Newsom,
Bracewell,	Hatcher,	Parke,
Charlton,	Hudson,	Robinson,
Cleveland,	Hudspeth,	Swain,
Cuthbert,	Knight,	Talbot,
Daniel,	Lane,	Walker,
Dooly,	Milton,	Ware,
Foster,	Moore,	Williams, and
Freeman,	Montgomery,	Wimberly.

Those in the negative, are messrs.

Blackmon,	Byne, and	Cook.
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The Senate resolved itself into a committee of the whole, on the bill to prevent the importation, entrance and admission of free persons of color in this state—Mr. Parke in the chair—Mr. President resumed the chair, and Mr. Parke reported progress and had leave to sit again in June next.

The Senate resolved itself into a committee of the whole, on the bill for the better regulation and Government of the town of Greensborough, and for other purposes—Mr. Byne in the chair—Mr. President resumed the chair, and Mr. Byne reported that they had gone thro' the same with an amendment.

The Senate took up and agreed to the report—and the bill was read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to revise, amend and consolidate the several Cavalry laws of this state, &c. and the same being read was amended and agreed to, and the report ordered to lie on the table.

Mr. Lane presented a petition from James Savage and Thomas Bradford, which was read and referred to the committee of Finance.

On motion of Mr. Hudspeth,

Resolved, that the Commissioners of the Penitentiary Edifice settle with, and pay off the workmen at present employed, and that in future they contract with workmen at a stated price, and that William H. Jarratt and Zachariah Lamar be added to the present board of Commissioners.

The Senate took up and disagreed to the report of the committee on the petition of Joseph Cook.

Mr. Newsom had leave to report instantler, a bill to enlarge the powers of the Commissioners of the town of Warrenton, in the county of Warren ; which was read the first time.

A message from the house of Representatives, by Mr. Clayton, their Clerk.

Mr. President,

The house of Representatives have agreed to the amendment made by the Senate to the bill to amend the act authorizing the taking out grants, &c.

They have passed a resolution appointing a Notary Public for the county of Chatham—and

A resolution appointing a Notary Public for the town of St. Mary's.

They have passed a bill to incorporate the commissioners of the Morgan county academy—and

A bill to amend the Judiciary Law of this state—and he withdrew.

The Senate took up the message and the resolutions were concurred in, and the said bills read the first time.

Adjourned 'till 10 o'clock Monday morning.

MONDAY, 11th December, 1815.

On motion of Mr. Charlton,

The minutes of yesterday were reconsidered so far as respects the bill to be entitled an act, to prevent the importation, entrance and admission into this state of free persons of color—and

Ordered that said bill do lie on the table.

The bill to be entitled an act, to enlarge the powers of the Commissioners of the town of Warrenton in the county of Warren, was taken up and read the second time.

Ordered for a third reading.

The bill to be entitled an act, to incorporate the Commissioners of Morgan county Academy, was read the second time—and

Ordered to a third reading.

The bill to be entitled an act, to amend an act, entitled an act, to amend the 26th section of the Judiciary law of this state, passed the 12th of December 1809, was read the second time—and

Ordered for committee of the whole.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to define the duty of Justices of the Inferior courts in regard to the books of record of their respective counties, and to define the duties of the Clerks of the Superior & Inferior courts with respect to county funds—Mr. Milton in the chair—Mr. President resumed the chair, & Mr. Milton reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into a committee of the

whole on the bill to be entitled an act, to levy a tax for the support of Government, for the political year 1816—Mr. Cook in the chair—Mr. President resumed the chair, and Mr. Cook reported that they had gone through the bill with amendments.

Ordered, that the report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to regulate the weighing with scales or steelyards throughout the state of Georgia—Mr. Daniel in the chair—Mr. President resumed the chair, and Mr. Daniel reported that they had gone through the bill with amendments.

The Senate took up the report, and the amendments were agreed to.

Whereupon the bill was read the third time and passed as amended.

The Senate resolved itself into a committee of of the whole, on the bill for the relief of John Herd's children—Mr. Lane in the chair—Mr. President resumed the chair, and Mr. Lane reported that the further consideration of this bill be postponed until June next.

The Senate took up the report which was read and agreed to.

A message from the house of Representatives by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives have concurred in the report of the committee of Finance, on the report of the Commissioners of the Penitentiary edifice ; also the report of the committee on Finance, on the petition of Mrs. Nancy Horton.

They have concurred in the resolution on the petition of Col. Daniel Newnan ; and have concurred in the resolution on the petition of James Patterson.

They have passed a resolution in favor of Joel Dickson and William Booth.

A resolution, authorizing a lease of ten acres of ground in the town of Milledgeville, to the widow Fanny Jones—and

A resolution appointing Commissioners of the Academy of Washington—and he withdrew.

The Senate took up the message and the several resolutions therein contained were read and concurred in.

On motion of Mr. Wimberly.

Resolved, That Willis Anderson be, and he is hereby appointed a Commissioner of the Public buildings in the county of Twiggs, in place of William Davis resigned.

Mr. Charlton reported on the petition of Peter Kimble, which was read and ordered to lie on the table.

The Senate adjourned till three o'clock this afternoon.

Met agreeably to adjournment.

On motion of Mr. Hatcher,

Resolved, That David Rowland be, and he is here.

by appointed a Commissioner for the Academy in the county of Wilkinson, in addition to those already appointed.

A message from the House of Representatives by Mr. Clayton their Clerk.

Mr. President,

The House of Representatives have passed a bill to be entitled an act, to appropriate money for the political year 1816—and he withdrew.

The Senate took up the message, and the said bill was read the first time.

Mr. Parke from the committee on the state of the Republic, reported, to wit :

The committee to whom was referred that part of the Governor's Communication, relative to the arms and ammunition belonging to this state, having had the same under consideration, and being apprised that a considerable quantity of both have been issued to commanders of regiments in different sections of the state, and not yet returned, recommend the following resolution :

Resolved. That his Excellency the Governor, be requested to call on the said commanders for a statement of the number and quantity of arms and ammunition remaining in their several commands, and to make such disposition of the same as he may think most proper ; which being read was agreed to.

The Senate adjourned 'till to-morrow morning, 10 o'clock.

TUESDAY, 12th December, 1815.

Mr. Charlton presented the following resolution, which was read and unanimously agreed to, viz :

The late war with Great Britain being closed by an honorable peace, imposes upon the Legislature of this state, the duty of approving the conduct of those defenders of their country who deserve it, and who have not heretofore received the tribute of applause due to their services ; and in the rendering of this public expression of Legislative thanks and gratitude, the General Assembly of this state are first attracted by the gallant and determined manner the late Major General M'Intosh, and the present Brigadier General Blackshear, their officers and men, obeyed the call of the state, and promptly marched in the most inclement season to meet the enemy, then threatening a neighbouring territory of the United States, and with a zeal and patriotism highly honorable to this army, endeavoured to meet the foe, in despite of danger, or his discipline and superiority of numbers ;

Wherefore, be it resolved unanimously by the Senate and House of Representatives, of the General Assembly of the State of Georgia, that this Legislature, for and in behalf of the free people of this state, render their thanks to the said Major General M'Intosh and Brigadier General Blackshear, and the brave of-

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ficers and soldiers, lately under their command.

And whereas, during the late invasion of this state, an army was placed under the command of Brigadier General John Floyd, who as a commander of militia of this state, had under his orders various officers, soldiers and volunteers, exerting themselves in defence of their insulted and invaded country, whose general conduct and bravery met the approbation of the said General Floyd.

Be it therefore unanimously resolved, by the authority aforesaid, that the thanks of this Legislature, acting for the free people of this state, be and the same are hereby rendered to the said General Floyd, for his gallant and patriotic services, as also to the officers, soldiers and volunteers under his command, in the service, lately performed in the Eastern Division of this state.

Be it further resolved, That copies of these resolutions, be presented by his Excellency the Governor, to Major General M'Intosh, Brigadier General Blackshear, and to General Floyd.

The bill to be entitled an act, to enlarge the powers of the Commissioners of the town of Warrenton, in the county of Warren—and

The bill to incorporate the Commissioners of the Morgan county Academy, by the name and style of the Trustees of Madison Academy, were severally taken up and read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, to revise, amend and consolidate the several Cavalry laws of this state, and to establish a suitable uniform and equipment for the same, which being read, was amended by a substitute, read the third time and passed under the title of,

"A bill to be entitled an act, to repeal an act, entitled an act, to alter and amend the several militia laws of this state, and to organize the Cavalry, and all other laws having reference to the said organization of the Cavalry."

The Senate took up the report of the committee of the whole, on the bill to be entitled an act to raise a tax for the political year 1816, and the same being read, was amended and agreed to.

Whereupon, the said bill was read the third time and passed.

The bill to be entitled an act, to raise money for the political year 1816, was taken up and read the second time ;

Whereupon, the Senate resolved itself into a committee of the whole, on said bill—Mr. Talbot in the chair—Mr. President resumed the chair, and Mr. Talbot reported that they had gone through the bill with amendments.

Ordered that the report do lie on the table.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to amend an act, entitled an act, to amend the 28th section of the Judiciary law of this state, passed the 12th of Decem-

ber, 1809—MR. Cleveland in the chair—MR. President resumed the chair, and MR. Cleveland reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

A message from the House of Representatives, by MR. Clayton their Clerk.

MR. President,

The House of Representatives have passed the following acts from Senate, viz :

An act to revise and amend the road laws of this state so far as respects the county of Laurens.

An act to authorise the Justices of the Inferior court of Pulaski county to levy an extra tax.

An act to establish an academy in the town of Monticello, by the name of the Monticello academy in Jasper county.

An act to incorporate the town of Jacksonville in the county of Telfair.

An act to amend an act, entitled an act, to incorporate the town of Hartford in the county of Pulaski, and to vest certain powers in the commissioners thereof.

An act to alter the 4th section of an act, to alter the time of holding the Superior courts in the several counties of this state.

An act to repeal an act, entitled an act, to amend an act, regulating roads in this state, so far as respects the operation of said acts in the counties of Bryan, Liberty, M'Intosh, Camden and Wayne, passed on the 8th December 1806, so far as respects the county of Bryan—and

An act to repeal an act, entitled an act, to authorise William Scott, sen. of Camden county, to establish a toll on the road leading from Bull-Town Swamp to Fort Barrington on the Alatomaha, thro' M'Intosh county, and for other purposes.

They have passed a bill to be entitled an act, to appropriate money for the improvement of the navigation of Savannah and Oconee rivers—and

A bill to be entitled an act, to authorise William Smith to build a bridge across the creek called Beaver-dam in Scriven county, &c.—and

They have passed a resolution authorizing the Governor to settle with the printers for printing the Rules Nisi—and he withdrew.

The Senate took up the message and concurred in the resolution, and said bills were read the first time.

MR. Daniel presented a communication from the Adjutant General, and the same being read, was referred to the board of officers appointed to draft a militia system for the state, and is as follows :—

*To the Honorable the President of Senate,
and Speaker of the House of Representatives.*

The undersigned takes the liberty of submitting to the Legislature of the state of Georgia, the following general outlines of a system for promoting the respec-

tability and discipline of the militia. Let all the young men between the ages of 17 and 21 be organized into companies, battalions, regiments and brigades, and assembled for military instruction and exercise, in the centre of each Division for four weeks at a time in every year. Let them be supplied by the state with arms, accoutrements, tents and rations, and be bound to furnish themselves with a simple uniform, cooking utensils, knapsacks and canteens, and be subject when encamped, to the same rules and regulations as are provided for the army of the United States. As soon as a young man arrives at the age of twenty-one, he is to be exempt from this service and made subject to the ordinary duties of the residue of the militia, who can assume such classification and disposition as a state of peace or war may demand. By the adoption of this plan, the state of Georgia will have in a short time one seventh of its militia, little inferior to regular troops, and ready at all times to take the field at a moment's warning; and in the lapse of fifteen or twenty years (in a country where every man is a horse-man, a pioneer and a marksman) the whole population will become soldiers. Should the General Government sanction the system to the extent here described, it would bring into the field 140,000 men, and the annual expenditure for their pay and subsistence would not exceed 3,500,000 dollars. This system will find out every military man in the nation, and when we are again assailed by our enemies, we will have officers capacitated to lead our troops to victory and triumph. It will foster and cherish American feelings, assist in forming a national character, and with the aid of our gallant Navy, render us a formidable people, secure and happy at home, and feared and respected abroad.

(Signed)

DANIEL NEWMAN,

Adjutant General

Georgia Militia.

Milledgeville, 12th December, 1815.

The Senate took up the report of the committee on the petition of Peter Kemble, surviving Executor of Isaac Gouverneur deceased, in the following words, to wit :

The committee to whom was referred the petition of Peter Kemble, surviving Executor of the last Will and Testament of Isaac Gouverneur, late of the state of New-Jersey, deceased ;

Report, that they have examined the journals of 1786, and find that the claim of Isaac Gouverneur is a just and meritorious one, and that every principle of equity and of public faith requires a fair and honorable discharge of said claim ;

Your committee therefore recommend an appropriation of the sum of five thousand one hundred and forty-seven dollars twelve and a half cents, for the benefit of the petitioner, to be paid upon the delivery of the original draft at the Treasury, being the principal debt, and submit the propriety of allowing

interest ; and the same being read was disagreed to.

Mr. Foster laid on the table a resolution, to prevent persons from removing buildings off the lots in the town of Milledgeville, before the said lots are paid for, and to authorize his Excellency the Governor to use measures to prevent the same.

A message from his Excellency the Governor, by Mr. Porter his Secretary ;

Mr. President,

I am directed by His Excellency the Governor to return to Senate an act which he has this day assented to and signed—entitled,

An act to repeal the fourth, fifth, sixth and seventh sections of an act, entitled, an act to authorize the several courts of Equity in this state to grant remedies in certain cases, and to regulate the courts of Law and Equity in this state, and for affording temporary relief to the soldiers whilst in the service of this state, or of the United States, and for other purposes—and he withdrew.

Ordered, that the committee of enrolment do carry said act to the Secretary of State and see the great seal affixed to the same.

Adjourned 'till to-morrow morning 10 o'clock.

WEDNESDAY, 13th December, 1815.

Mr. Charlton moved that the minutes of yesterday be re-considered on the petition of Peter Kemble, Executor of Isaac Gouverneur, and on the question it was determined in the affirmative.

Ordered that the petition do lie on the table.

Mr. Charlton from the committee on the State of the Republic, to whom was referred the communication of his Excellency the Governor, on the subject of the debt due by the United States to this state,

Reported, That they believe the sum of \$ 936,558 77 cts. stated in the account annexed to his Excellency's communication to be a correct balance of the amount due this state on the sum of \$ 1,250,000 assumed by the United States, and agreed to be paid by them, to this state on the sale of lands in the Mississippi territory ; out of the first proceeds of the sale of the lands ceded by this state, the above sum was agreed to be paid.

Your committee are informed, that upon the sale of the lands the United States give a credit, and for the indulgence receive interest ; if this should be the fact, your committee are of opinion, that the interest which the United States have received or expect to receive on the first sales of said lands, (the proceeds whereof they have stipulated to pay over to this state) is fairly due and should be paid over together with the principal sum to this state ; your committee would therefore recommend the adoption of the following resolution ;

Resolved by the Senate and House of Representatives of the General Assembly of the state of Georgia,

that his Excellency the Governor of this state be, and he is hereby directed to ascertain whether the United States have received interest, or are entitled to receive it, from purchasers on the first sales of the lands in the Mississippi Territory, ceded by this state to the United States, and if such interest has been paid, or forms a part of the contract between the United States and the purchasers, that then his Excellency be, and he is hereby directed in his correspondence on this subject, with the proper department of the General Government, to demand the payment of such interest to this state, upon its receipt by the United States, so far as the same may be due upon the first sales of the lands aforesaid, amounting to the sum of one million two hundred and fifty thousand dollars ; and the same being taken up, was agreed to.

Mr. Hardin from the committee on the State of the Republic, reported on the purchase of public arms, which was amended—and

Ordered to lie on the table.

Mr. Foster called up the report of the committee on Finance, on the petition of the Executor of Joseph Bryan, deceased, in the words following, to wit :

The joint committee on Finance to whom was referred the petition of John Scriven, Executor of Joseph Bryan deceased, and Charles Harris Esq. beg leave to report, that they are of opinion that the prayer of the petitioners ought not to be granted ; and that the Solicitor General be directed to proceed to the foreclosure of the mortgage and sale of the land ; which being read was agreed to.

Mr. Freeman called up the report of the committee on the petition of Augustin Harris, which is in the following words, viz :

The committee to whom was referred the petition of Augustin Harris, report, that they are of opinion that the prayer of the petitioner is reasonable and ought to be granted ; they therefore recommend the following resolution ;

Resolved, That his Excellency the Governor be, and he is hereby authorized to cause the bond given by Augustin Harris, Esq. to the State Commissioners for the town of Milledgeville, for the purchase of lot No. 1, in square No. 36 in said town, to be canceled, upon the said Harris executing in due form, a relinquishment of the title which he received from the state therefor ; and the same being read, on motion of Mr. Foster, the further consideration thereof was postponed until June next.

On motion of Mr. Daniel,

Resolved, That messrs. Hudspeth and Freeman be a committee on the part of Senate, to examine the Journals of Senate for the remainder of the Session, and see that the same be accurately engrossed ; as also to see the great seal of the state affixed to the laws passed the present Session, which may remain in the Executive Department, and that they be allowed three days to perform the same.

Mr. Charlton from the committee on Enrollment, reported as duly enrolled, the following acts, which were severally presented to and signed by the President, viz :

An act, to repeal an act, entitled an act, to authorize **William Scott**, sen. of Camden county, to establish a toll on the road leading from Bulltown swamp to Fort Barrington on the Alatomaha, thro' M'Intosh county, and for other purposes.

An act, to repeal an act, entitled an act, to amend an act, regulating roads in this state, so far as respects the operation of said acts, in the counties of Bryan, Liberty, M'Intosh, Camden and Wayne—passed on the 8th December, 1806, so far as respects the county of Bryan.

An act, to incorporate the town of Jacksonville in the county of Telfair.

An act, to amend an act, entitled an act, to incorporate the town of Hartford in the county of Pulaski, and to vest certain powers in the Commissioners thereof.

An act, to establish an Academy in the town of Monticello, by the name of the Monticello Academy, in Jasper county.

An act, to authorize the Justices of the Inferior court of Pulaski county, to levy an extra tax.

An act, to revise and amend the road laws of this state, so far as respects the county of Laurens.

An act, to authorize the Justices of the Inferior court of Elbert county, to levy an extra tax, for the purpose of defraying the expence of building a Court-house in said county.

An act, to establish and make permanent East-street in the town of Washington, in the county of Wilkes.

An act, to incorporate the Savannah Library Society.

An act, for the better regulation of the town of Watkinsonville, in the county of Clarke.

An act to raise money by Lottery, for the purpose of aiding the funds of the Savannah Poor-House and Hospital.

An act, to amend an act, to appoint Commissioners, for the better regulation and government of the town of Milledgeville, passed the 10th day of December, 1812—and

An act, to amend the fifth section of an act, supplementary to, and amendatory of an act, entitled an act, to authorize the fortunate drawers in the Land Lotteries in this state, to take out their grants, until the 10th day of November, 1814, and after that day, to authorize any citizen of this state, to take out grants in said Lotteries, and for other purposes therein mentioned, passed on the 10th day of November, 1814.

Ordered, that the committee of Enrolment do carry said acts to his Excellency the Governor for his revision.

A message from the house of Representatives by **Mr. Clayton** their Clerk :

Mr. President,

The house of Representatives have passed the bill from Senate, entitled an act, to authorize the Adjutant General of this state, to appoint an assistant, with an amendment.

They have passed the bill from Senate, to be entitled an act, to establish and incorporate an Insurance Company in the city of Savannah, with amendments—they have passed the bill, entitled an act, more effectually to improve the public roads in this state, with amendments—and have passed the bill to be entitled an act, to incorporate a Bank to be called the Bank of the State of Georgia, with sundry amendments—and they have passed a resolution, that both branches of the Legislature, will convene at one o'clock to morrow, for the purpose of electing a Brigadier General in place of General Epps Brown resigned, and he withdrew.

The Senate took up the message, and agreed to the amendment made by the house to the bill to be entitled an act, to establish and incorporate an Insurance Company in the city of Savannah.

Also agreed to the amendments made by the house to the bill to authorise the Adjutant General to appoint an Assistant.

They do agree to the amendment of the house made to the bill more effectually to improve the public roads in this state, by adding the seventh section, and do disagree to the amendment made to the 4th section in said bill.

The Senate took up the numerous amendments made by the house of Representatives to the bill to be entitled an act, to incorporate a Bank, to be called the Bank of the State of Georgia, and on the question to agree to the first amendment, viz : “ strike out 5,000 and insert 7,500 shares,” it was determined in the negative, and the yeas and nays being required, are yeas 14—nays 15.

Those in the affirmative are Messrs.

Blackmon,	Daniel,	Montgomery,
Bracewell,	Hardin,	Newsom,
Byne,	Hatcher,	Swain, and
Cleveland,	Hudson,	Williams.
Cook,	Knight,	

Those in the negative are Messrs.

Bird,	Foster,	Parke,
Charlton,	Freeman,	Robinson,
Cullens,	Harris,	Talbot,
Cuthbert,	Hudspeth,	Walker, and
Dooley,	Moore,	Ware.

Whereupon the other amendments made by the house to said bill were severally read, and some were agreed to, and others disagreed to.

Ordered that the Secretary do carry said bill with the disagreement of Senate to their amendments to the house of Representatives.

The resolution to proceed to the election of a Brigadier General, was agreed to with an amendment, “ strike out 1 o'clock, and insert 3 o'clock.”

The bill to be entitled an act, to amend an act, en-

titled an act, to amend the 26th section of the Judiciary Law of this state, was taken up for a 3d reading.

Resolved, That this bill be postponed until June next.

A message from the house of Representatives by Mr. Clayton their Clerk.

Mr. President,

The house of Representatives do adhere to all their amendments disagreed to by Senate, to the bill to be entitled an act, to incorporate a Bank, to be called the Bank of the State of Georgia—and he withdrew.

The Senate took up the message—and

Resolved, That the Senate do adhere to their disagreements to the amendments made by the house to said bill—and that a committee of conference be appointed by the Senate, to join such as may be appointed by the house, to confer on the subject matter in dispute.

Ordered that Messrs. Charlton, Dooly, Parke, Cuthbert and Talbot be the committee of conference on the part of Senate.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, to raise monies for the political year 1816.

On the question to disagree to the item, allowing to John Mann the sum of seven dollars for an exemplification of the decision of the Judges of the Superior courts, which was made at Augusta, it was determined in the negative, and the yeas and nays being required, are yeas 12—nays 16.

Those in the affirmative are Messrs.

Blackmon,	Cuthbert,	Parke,
Bird,	Hardin,	Talbot,
Byne,	Harris,	Walker, and
Charlton,	Hudson,	Ware.

Those in the negative are Messrs.

Bracewell,	Foster,	Newsom,
Cleveland,	Freeman,	Robinson,
Cook,	Hatcher,	Swain, and
Cullens,	Hudspeth,	Williams.
Daniel,	Knight,	
Dooly,	Montgomery,	

Mr. Dooly moved that the sum of sixty dollars for contingencies to the Clerk of the house of Representatives and Secretary of Senate be stricken out, and on the question it was determined in the affirmative.

The report being further amended, was ordered to lie on the table.

A message was received from his Excellency the Governor by his Secretary Mr. Porter, enclosing the resignation of Brigadier General Brown.

Mr. Charlton moved the following resolution, which was agreed to, viz :

Resolved, That Major General Allen Daniel be added to the Board of officers appointed to frame and digest a military system for the militia of this state, and that the said Board shall be convened by his Ex-

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cellency at such time, and at such place, as he may think proper to designate.

Mr. Foster called up the following resolution, viz :

Whereas a practice has prevailed in the town of Milledgeville of persons moving houses from the lots purchased from the state and unpaid for by the purchaser on other lots, whereby the securities to the purchasers and the state are defrauded, and speculation encouraged ;

Be it therefore resolved by the Senate and house of Representatives of the state of Georgia, in General Assembly met, that from and immediately after the passing of this resolution, his Excellency the Governor be, and he is hereby fully authorized and required, to take the most effectual and decisive measures to prevent the removal of any house or houses from off any lot or lots of land, sold or leased under the authority of this state, until said lot or lots are paid for to the state with the interest and cost thereon ; and on being read was agreed to.

On motion of *Mr. Charlton* ;

Whereas at a period the most alarming to the destinies of the Republic ; at a period when every patriotic breast was palpitating with a fearful anxiety ; at a period when the vain glorious and exulting enemy had promised "*Beauty and Booty*," to his supposed "invincibles," thereby adding the excitements of lust and rapine to his other enormities ; at this crisis, the genius and valor of Major General Andrew Jackson, aided by the zeal and patriotism of his gallant officers and soldiers, spread havoc and dismay among the ranks of the foe, and around themselves a blaze of glory, which has given to the arms of the nation an imperishable renown, and entitle the hero and his soldiers to the loudest plaudits of every section of their free and grateful country ;

Be it therefore Unanimously Resolved by the Senate and house of Representatives of the state of Georgia, in General Assembly met, that the Legislature of this state, for themselves, and in behalf of the people whom they have the honor to represent, tender to Major General Andrew Jackson and his gallant officers and soldiers, their thanks for the glorious and unparalleled efforts of him and his brave companions in arms before *New-Orleans*, thereby rescuing that devoted city from the threatened abominations of the enemy, raising to a proud station the military fame of the nation, and infusing confidence into the hearts of their then desponding countrymen.

Resolved, That a copy of the foregoing be transmitted by his Excellency the Governor, to Major General Andrew Jackson.

A message from the house of Representatives, by *Mr. Clayton* their Clerk ;

Mr. President,

The house of Representatives have agreed to a committee of conference on the bill to establish a Bank to

be called the Bank of the State of Georgia, and have appointed a committee on their part consisting of Messrs. Ware, Pope, Harden, Williams, J. Wingfield, Carr, W. Jones and Oneal.

They have concurred in the amendment made by Senate to the resolution, to proceed on to-morrow, to the election of a Brigadier General—and he withdrew.

The Senate adjourned 'till 10 o'clock to-morrow morning.

THURSDAY, 14th December, 1815.

Mr. Charlton from the joint committee of conference, to whom was referred the subject matter of disagreement, between the different branches of the Legislature, on the bill to incorporate a Bank to be called the Bank of the State of Georgia,

Reported, That the house of Representatives recede and concur with Senate, in the 1st, 2nd, 6th, 7th, 8th, 10th, 13th, 14th and 18th amendments, and that the Senate agree to the 11th, 16th and 17th amendments, proposed to the bill by the house of Representatives, which being read; on the question to agree, it was determined in the affirmative, and the yeas and nays being required, are yeas 21—nays 9.

Those in the affirmative, are messrs.

Blackmon,	Hardin,	Montgomery,
Bird,	Harris,	Parke,
Bracewell,	Hatcher,	Robinson,
Charlton,	Hudson,	Talbot,
Cuthbert,	Hudspeth,	Walker,
Dooly,	Knight,	Ware, and
Freeman,	Lane,	Williams.

Those in the negative, are messrs.

Cleveland,	Daniel,	Newsom,
Cook,	Foster,	Swain, and
Cullens,	Moore,	Wimberly.

The bill to be entitled an act, to authorize William Smith to build a bridge across the creek called Beaver-dam, in Scriven county, on the road leading from Savannah to Augusta, was taken up and read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, to define the duties of the Justices of the Inferior courts, in regard to the books of record of their respective counties, and to define the duties of the Clerks of the Superior and Inferior courts, with respect to county funds; and the same being read was agreed to;

Whereupon, on the question, shall this bill be read the third time and passed, it was determined in the affirmative, and the yeas and nays being required, are yeas 23—nays 8.

Those in the affirmative, are messrs.

Blackmon,	Byne,	Cook,
Bird,	Charlton,	Cuthbert,
Bracewell,	Cleveland,	Daniel,

Foster,	Lane,	Walker,
Hardin,	Newsom,	Ware,
Harris,	Parke,	Williams, and
Hudson,	Robinson,	Wimberly.
Knight,	Swain,	

Those in the negative, are messrs.

Cullens,	Hatcher,	Montgomery, and
Dooly,	Hudspeth,	Talbot.
Freeman,	Moore,	

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act, to appropriate money for the improvement of Oconee and Savannah rivers—*Mr. Byne* in the chair—*Mr. President* resumed the chair, and *Mr. Byne* reported that they had gone through the bill without any amendment.

The Senate took up the report—*Mr. Montgomery* moved that the following proviso be inserted at the end of the first clause, viz: and provided that no part of said sum shall be drawn, before the sum of five thousand dollars shall be subscribed by individuals for the improvement of said river, and said subscription placed in the hands of said Commissioners.

Whereupon, *Mr. Cleveland* moved the previous question, which was carried in the affirmative, and the yeas and nays being required, are yeas 16—nays 14.

Those in the affirmative are messrs.

Bird,	Hardin,	Swain,
Charlton,	Hatcher,	Talbot,
Cullens,	Hudson,	Walker, and
Dooly,	Lane,	Ware.
Foster,	Moore,	
Freeman,	Robinson,	

Those in the negative, are messrs.

Blackmon,	Daniel,	Newsom,
Bracewell,	Harris,	Parke,
Byne,	Hudspeth,	Williams, and
Cook,	Knight,	Wimberly.
Cuthbert,	Montgomery,	

Whereupon the main question was put by the President, shall the first clause of said bill be agreed to, which was determined in the affirmative.

Mr. Daniel moved that the 9th section of said bill be stricken out; it was determined in the negative, and the yeas and nays being required, are yeas 11—nays 20.

Those in the affirmative, are messrs.

Blackmon,	Harris,	Parke,
Byne,	Hudspeth,	Williams, and
Cook,	Montgomery,	Wimberly.
Daniel,	Newsom,	

Those in the negative, are messrs.

Bird,	Foster,	Moore,
Bracewell,	Freeman,	Robinson,
Charlton,	Hardin,	Swain,
Cleveland,	Hatcher,	Talbot,
Cullens,	Hudson,	Walker, and
Cuthbert,	Knight,	Ware.
Dooly,	Lane,	

Mr. Bracewell moved that the following clauses be inserted in said bill as an amendment, to wit :

And be it further enacted by the authority aforesaid, that five thousand dollars be appropriated for the purpose of opening the Ocmulgee river, and that Shadrick Atkinson, Edmond Blackshear, William Ashly, Timothy Matthews and James Johnston, be and are hereby appointed Commissioners for that purpose, a majority of whom shall have full power and authority to pursue such measures under the direction of the Governor of this state, as they may deem most proper to accomplish the object of the said appropriation.

Be it further enacted by the authority aforesaid, that it shall be the duty of said Commissioners, to make a fair, just, and regular return every six months, to his Excellency the Governor, of all disbursements made by them, and the progress made in the clearing the obstructions in said river ; and the said Commissioners are authorized to open subscriptions at such places as they may think proper, for individual donation ; which being read, on the question to agree, it was determined in the negative, and the yeas and nays being required, are yeas 10—nays 21.

Those in the affirmative, are messrs.

Bracewell,	Montgomery,	Williams, and
Cook,	Newsom,	Wimberly.
Harris,	Parke,	
Knight,	Swain,	

Those in the negative, are messrs.

Blackmon,	Daniel,	Hudspeth,
Bird,	Dooley,	Lane,
Byne,	Foster,	Moore,
Charlton,	Freeman,	Robinson,
Cleveland,	Hardin,	Talbot,
Cullens,	Hatcher,	Walker, and
Cuthbert,	Hudson,	Ware.

Whereupon the report was read through and agreed to.

The said bill was read the third time, and on the question shall this bill now pass ? It was determined in the affirmative, and the yeas and nays being required, are yeas 18—nays 13.

Those in the affirmative, are messrs.

Bird,	Freeman,	Moore,
Charlton,	Hardin,	Robinson,
Cleveland,	Hatcher,	Talbot,
Cullens,	Hudspeth,	Walker, and
Cuthbert,	Hudson,	Ware.
Dooley,	Knight,	
Poster,	Lane,	

Those in the negative, are messrs.

Blackmon,	Harris,	Swain,
Bracewell,	Hudspeth,	Williams, and
Byne,	Montgomery,	Wimberly.
Cook,	Newsom,	
Daniel,	Parke,	

A message from the House of Representatives by Mr. Clayton their Clerk :

Mr. President,

The House of Representatives have concurred in the following resolutions :

A resolution appointing Jacob Robinson a Commissioner of the Academy of Laurens county ;

A resolution appointing Ransom Worrell a Notary Public for the town of Irwinton in Wilkes county ;

A resolution from Senate, appointing certain persons to draft a military code ;

A resolution appointing David Rowland a Commissioner of the Academy of Wilkinson county ;

A resolution requiring his Excellency the Governor, to have consolidated and compiled the several Patrol laws of this state.

A resolution appointing Willis Anderson, a Commissioner of public buildings in the county of Twiggs ;

A resolution approbating the gallant and patriotic conduct of the officers and soldiers in the late expeditions from this state ;

A resolution on the subject of arms and ammunition belonging to this state, &c.

They have passed an act, to divorce Nancy Brown and Solomon Brown her husband, and Samuel Berry and Nancy Berry his wife.

They have passed a resolution, appointing Robert D. M'Kinney, a Lumber measurer for the port of Savannah.

A resolution appointing Isaac Bowers a Vendue-master for the town of Milledgeville—and

A resolution authorizing the Commissioners of the town of Milledgeville, to lease to Amos Wingate, two acres of town common for five years.

They do disagree to the amendment made by Senate, to the bill to alter the second section of the second article of the Constitution of this state, and have appointed a committee of Conference on said bill—and he withdrew.

The Senate took up the message and concurred in the resolution appointing Robert D. M'Kinney a Lumber measurer for the port of Savannah—and in the resolution appointing Isaac Bowers a Vendue-master for the town of Milledgeville.

Ordered, that the resolution authorizing the Commissioners of the town of Milledgeville, to lease to Amos Wingate, two acres of town common, do lie on the table for the balance of the session—and

Resolved, That the Senate do concur in the appointment of a joint committee of Conference on the subject matter of dispute between the two branches, on the bill to be entitled an act, to alter the second section of the second article of the Constitution of this state—and

Ordered that Messrs. Charlton, Foster, Walker, Freeman and Cook, be the committee on the part of Senate.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act, to appropriate monies for the political year, 1846.

On motion of *Mr. Hudspeth*,

That the following clause be inserted as an amendment, to wit :

And be it further enacted that the sum of six hundred dollars be appropriated for the purpose of furnishing the Government House with furniture ; on the question to agree, it was determined in the negative, and the yeas and nays being required, are yeas 14—nays 16.

Those who voted in the affirmative are Messrs.

Bracewell,	Dooly,	Lane,
Charlton,	Freeman,	Robinson,
Cleveland,	Hardin,	Talbot, and
Cook,	Hudspeth,	Ware.
Cuthbert,	Knight,	

Those in the negative are Messrs.

Blackmon,	Hatcher,	Swain,
Bird,	Hudson,	Ware,
Cullens,	Moore,	Williams, and
Daniel,	Montgomery,	Wimberly.
Foster,	Newsom,	
Harris,	Parke,	

The report was further amended and agreed to.

Whereupon the bill was read the 3d time and passed as amended.

Ordered that the Secretary do carry said bill to the house of Representatives for their concurrence to the amendments.

The Senate took up the report of the committee on the State of the Republic, on that part of his Excellency the Governor's communication, which relates to the purchase of public arms ; and the same being read, was amended, agreed to, and is as follows :

Resolved, That the sum of twenty-five thousand dollars out of the sum due and owing this state by the United States, for the sale of Western lands, be set apart, out of which sum his Excellency the Governor is hereby authorised to contract with the General Government for ten brass six pound field pieces, and fifteen hundred Muskets, Bayonets, Cartouch Boxes, &c.

On motion of *Mr. Daniel*,

Resolved, That his Excellency the Governor be, and he is hereby authorised and required, to appoint fit and proper persons not exceeding two, for the purpose of attending all sales made by virtue of any execution in favor of the state, on account of the foreclosure of mortgages against the purchasers of fractional surveys ; and in order to prevent fraud in any such sale, that the person or persons so appointed, be authorised to bid in behalf of the state, to such amount as they may deem a reasonable value for any fraction that may be then offered for sale ; Provided nevertheless, that the person or persons so appointed, shall previous to bidding at any such sale, take and subscribe an oath before some Justice of the Peace or of the Inferior court, that they will bid in such manner as in their

judgment will be most advantageous to the state ; which resolution being read was agreed to.

A message from his Excellency the Governor by *Mr. Porter* his Secretary ;

Mr. President,

I am directed by his Excellency the Governor, to return to the Senate seven bills, which he has this day assented to and signed, the titles of which are as follow, to wit :

An act to incorporate the town of Jacksonville in the county of Telfair.

An act, to revise and amend the road laws of this state, so far as respects the county of Laurens.

An act, to authorize the Justices of the Inferior court of Pulaski county to levy an extra tax.

An act, to establish an Academy in the town of Monticello, by the name of the Monticello Academy, in Jasper county.

An act, to amend an act, entitled an act, to incorporate the town of Hartford, in the county of Pulaski, and to vest certain powers in the commissioners thereof.

An act, to repeal an act, entitled an act, to amend an act, regulating roads in this state, so far as respects the operation of said acts, in the counties of Bryan, Liberty, M'Intosh, Camden and Wayne, passed on the 8th December, 1806, so far as respects the county of Bryan—and.

An act, to repeal an act, entitled an act, to authorize William Scott, sen. of Camden county, to establish a toll on the road leading from Bull Town Swamp to Fort Barrington on the Altamaha, through M'Intosh county, and for other purposes.

Ordered that the committee of enrolled bills do carry the said acts and see the great seal severally affixed to them.

A message from the house of Representatives by *Mr. Clayton* their Clerk ;

Mr. President,

The House of Representatives have passed the following resolution :—

Resolved, that the Clerk of this House inform the Senate that they are ready to receive them in the Representative chamber, for the purpose of electing a Brigadier General of the 2d Brigade of the 2d Division of the militia of this state in the place of Brigadier General Epps Brown resigned.

The Senate then repaired to the Representative floor, and being seated, proceeded by joint ballot to the election, and on counting out the votes it appeared that Col. John Irwin was duly elected.

They then returned to their chamber and adjourned 'till 9 o'clock to-morrow morning.

FRIDAY, 15th December, 1815.

Mr. Freeman moved that the Journal of Senate of yesterday be reconsidered, so far as respects the ap-

pointment of Isaac Bowers a Vendue master for the town of Milledgeville; on the question it was determined in the affirmative.

Ordered that said resolution do lie on the table for the balance of the session.

Mr. Newsom from the committee to examine the Journals of Senate reported, that they have examined and find the Journal correct and duly engrossed up to Wednesday the 13th instant.

Ordered that Mr. Newsom be added to the committee to attend to unfinished business after the adjournment of the session.

A message from the house of Representatives by Mr. Clayton their Clerk :

Mr. President,

The House have agreed to the amendments to the bill to be entitled an act, for the better regulation of the town of Greensboro', and for the appointment of commissioners of the academy of the county of Greene and Siloam meeting-house in said county.

They have passed a resolution requesting the Governor to transmit to the Governor of South-Carolina the bill to appropriate monies for the improvement of the Navigation of Savannah river.

They have concurred in the resolution on the petition of Jonas Fauche in behalf of himself and others, with an amendment.

They have passed the bill to establish an uniform mode of practice in the several Courts of Law and Equity in this state, with an amendment—and

They have passed the bill to be entitled an act, to authorise the Justices of the Inferior court of the county of Richmond or a majority of them, to sell the jail of said county and erect another.

The Senate took up the message and concurred in the resolution requesting the Governor to transmit to the Governor of South-Carolina the bill appropriating money for the improvement of Oconee and Savannah rivers.

They do agree to the amendments made by the House to the resolution on the petition of Jonas Fauche.

And on the question to agree to the substitute made by the House to the bill to establish an uniform practice in the several Courts of Law and Equity in this state, it was determined in the affirmative, and the yeas and nays being required, are as follows :—

Those in the affirmative are Messrs.

Bracewell,	Dooley,	Montgomery,
Cleveland,	Hatcher,	Newsom,
Cook,	Hudspeth,	Robinson,
Cullens,	Knight,	Swain, and
Daniel,	Moore,	Williams.

Those in the negative are Messrs.

Blackmon,	Hardin,	Talbot,
Bird,	Harris,	Walker,
Byne,	Hudson,	Ware, and
Charlton,	Lane,	Wimberly.
Freeman,	Park,	

Mr. Charlton from the joint committee of conference to whom was referred the subject matter of difference on the bill to be entitled an act, to alter and amend the 2d section of the 2d article of the constitution of this state;

Reported, That the Senate adhere to their bill substituted for that of the house of Representatives, which being read was agreed to.

A message from the house of Representatives by Mr. Clayton their Clerk ;

Mr. President,

The House of Representatives have agreed to all the amendments made to the bill to raise a tax for the political year 1816.

They have disagreed to some of the amendments made by Senate, to the bill appropriating monies for the political year 1816.

The Senate took up the message and receded from their amendments made to the bill appropriating monies for the political year 1816, which were disagreed to by the House.

On motion of Mr. Charlton,

Resolved, That both branches of the General Assembly will meet in the Representative chamber this afternoon at 4 o'clock, for the purpose of electing six Bank Directors of the Bank of the State of Georgia.

On motion of Mr. Foster,

Resolved, That Thomas Hamilton be, and he is hereby appointed, a trustee to the Columbia academy in place of John Briscoe removed.

On motion of Mr. Montgomery,

Resolved, That the Secretary of Senate inform the House of Representatives that the Senate will be ready to adjourn this evening *sine die*.

Mr. Parke called up the resolution on the memorial of Joseph Phillips, in the words following :—

The committee to whom was referred the memorial of Joseph Phillips report, that they have examined an act, entitled an act, to point out the mode of rendering void all grants or other proceedings, founded on false or fraudulent returns, made by persons not entitled to draws in the late Land Lotteries, by which it appears the informer is entitled to one half of the Land, and that the honorable court of Morgan county has condemned the land in question, viz : lot No. 377, in the fourth district of Baldwin as a fraudulent draw, which was purchased by the said Joseph Phillips from the state ;

We therefore recommend the following resolution ;

Resolved, That the Treasurer be, and he is hereby authorised, to give the aforesaid Joseph Phillips a credit for one equal half of the bond given to the state on account of the purchase of lot No. 377, in the 4th district of Baldwin county, upon his quieting and releasing the claim of the informer to the other half of said lot, and that the title of the memorialist to said lot of land be, and the same is hereby confirmed, any thing to the contrary notwithstanding.

The same being again read, was ordered to lie on the table the balance of the session.

On motion of Mr. Dooly,

Resolved, That Messrs. Hudspeth, Freeman and Newsum be a committee to examine the accounts of the members and officers of Senate for the present session.

Mr. Charlton from the 2d joint committee of conference, on the subject matter in dispute between the two branches, on the bill to incorporate a Bank to be called the Bank of the State of Georgia, reported ;

The committee of conference to whom was referred the bill to incorporate a Bank to be called the Bank of the State of Georgia ;

Report, That they have had the same under their consideration—and discovering certain sections in said bill irreconcilable, and that it is expedient to adopt some amendments of the House of Representatives, recommend that the Senate and House of Representatives agree to the amendments that are proposed to the amendments from the House of Representatives, which will be found in the paper marked A.

Strike out in the 2d section 5,000 and insert 6,000. No. 2. Strike out 5 Directors and insert 6.—Sec. 3d. Insert Augustus H. Gibson and William Sansom.—No. 4. Insert Milledgeville.—6th Sec. No. 6. Insert, or the amount of its capital, if the same shall hereafter be increased.—6th Sec. Nine of whom shall be chosen by the Stock-holders, and six by the state, and the nine Directors of the Stock-holders.—No. 7. Insert, the six Directors to be appointed by the state, shall be chosen by the Legislature, immediately on the passage of this act.—No. 8. Strike out sections (wafered) and marked A. and B.—8th No. 9. (omit this) strike it out.—No. 10. But this qualification is not to be necessary on the part of the State Directors.—8th Sec. 4th Rule, No. 11. Strike out the words within the black lines, and insert, "to be elected President *pro. tem.* by a majority of the board present."—8th Sec. 14th Rule, No. 12. Strike out 1850, and insert 1835.—8th Sec. 15th. Rule No. 13. Strike out the amendment, and adopt the whole section of the original bill.—9th Sec. No. 14. Read Savannah 2,700, Augusta 1,800, Milledgeville 900, Louisville 450, Greensborough 900, Washington 450, Sparta 450, Lexington 450, Waynesborough 450, Athens 450, State 5,000, University 1,000.—10th Sec. No. 15. Insert, or to such sum as they may think proper.—10th Sec. No. 16. Strike out, one third part, and insert one half.—10th Sec. No. 17. Insert, or such other part as they may think proper.—11th Sec. No. 18. Insert Sec. 11. And be it further enacted, that the Trustees of the University of Georgia, shall have until the 1st of January, 1817, to subscribe for 1,000 shares, out of the 6,000 herein reserved to the state.—11th Sec. No. 19. Strike out 11th and 12th sections of the original bill.—3d. Sec. 17 per. cent.

The report being read, was unanimously agreed to.

Mr. Foster called up the resolution, on the subject of the Augusta Bank, which was read, agreed to, and is as follows ;

Be it unanimously Resolved by the Senate and house of Representatives of the State of Georgia, in General Assembly met, That the conduct of the Directors of the Bank of Augusta, in withholding specie payments, has been dictated by good policy ; that their refusal to accede to the proposal of the Secretary of the Treasury, in relation to Treasury notes, was a precautionary measure, and such as prudence and good conduct required—and whilst this Legislature entertain the most favorable opinion of the responsibility of the Bank, and the high credit of its bills, fondly hope that the period is not far distant, when the Directors will be enabled to accommodate the holders of their bills with specie for the same.

A message from the house of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

The house of Representatives have concurred in the resolution on the subject of removing houses off the Milledgeville lots.

Have concurred in the resolution, on the petition of the citizens of Milledgeville ; in the resolution on the subject of the purchasers of fractional surveys, with an amendment.

They have concurred in the resolution, on the petition of John M'Queen, with an amendment—and

They have agreed to the report of the committee of Conference, on the bill to alter and amend the second section of the second article of the Constitution of this state.

They have passed a resolution authorizing the Governor to subscribe for the shares in the Bank of the State of Georgia.

The Senate took up the message and agreed to the amendments made by the house to the resolution, on the subject of purchasers of fractional surveys.

They concur in the amendments on the petition of John M'Queen, and in the resolution authorizing his Excellency the Governor to subscribe for shares in the Bank of the State of Georgia.

The Senate adjourned till three o'clock ; met agreeably to adjournment.

On motion of Mr. Hudspeth,

Resolved, That a committee be appointed to join such as may be appointed by the house of Representatives, to wait on his Excellency the Governor, and inform him that both branches of the Legislature are now ready to adjourn *sine die*, and if he has any further communication to make, the Legislature will be happy to receive it ;

Ordered that the resolution do lie on the table.

A message from the house of Representatives by Mr. Clayton their Clerk ;

Mr. President,

The house of Representatives have concurred in the

resolution on the subject of the Augusta Bank—and he withdrew.

A message from the house of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

The house of Representatives are now ready to receive the Senate in the Representative Chamber, to proceed to the election for State Directors in the State Bank.

The Senate then repaired to the Representative branch, and being seated, proceeded by joint ballot, to the election of six Directors of the Bank of the State of Georgia, and on counting out the votes, it appeared that William B. Bulloch, William Davies, Jeremiah Cuyler, Edward Harden, Thomas U. P. Charlton and Andrew G. Semmes, were duly elected.

The Senate then returned to their Chamber—and Adjourned till 7 o'clock to-morrow morning.

SATURDAY, 16th December, 1815.

Mr. Foster called up the following resolution ;

Resolved, That his Excellency the Governor be, and he is hereby authorized to borrow a sum of money, on the faith and credit of this state, (which is hereby pledged for the redemption thereof) sufficient to comply with the subscription of this state, to the State Bank, if the same may be deemed necessary, previous to the meeting of the next General Assembly—and the said resolution being again read, was agreed to.

A message from the house of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

The house of Representatives have passed a resolution requiring the public officers to receive the bills that may be issued by the State Bank in payment of taxes, &c.

They have concurred in the resolution appointing Thomas Hamilton a Trustee of the Columbia county Academy, and in the resolution authorizing the Governor to subscribe shares in the State Bank, and provide by law for the payment of the same.

They have appointed a committee to wait on his Excellency the Governor, and inform him that the General Assembly is now ready to adjourn *sine die*—and he withdrew.

The Senate took up the message, and concurred in the resolution requiring the public officers to receive bills issued by the State Bank, in payment of taxes.

They also concurred in the resolution appointing a joint committee to wait on his Excellency the Governor, and join messrs. Hudspeth and Cook on the part of Senate.

Mr. Charlton from the committee of Enrolment, reported as duly enrolled and signed by the Speaker, sundry acts, which were presented to and signed by the President ;

Ordered that the committee of Enrolment do carry said acts to his Excellency the Governor for his revision.

A message from the house of Representatives, by Mr. Clayton their Clerk ;

Mr. President,

I am directed to inform the Senate, that the house of Representatives is now ready to adjourn *sine die*—and he withdrew.

Mr. Hudspeth from the joint committee to wait on his Excellency the Governor, and inform him that the General Assembly were ready to adjourn *sine die*.

Reported, That they had waited on his Excellency and that there was no further Communication from the Executive to be made.

In the absence of the President ;

On motion of Mr. Charlton,

Resolved Unanimously, That the thanks of Senate be, and they are hereby given to the Honorable William Rabun, for the firm, independent and able manner in which he has discharged the duties of President of this branch of the General Assembly.

On motion of Mr. Cook ;

Resolved, That the Secretary inform the house of Representatives that the Senate is ready to adjourn without a day.

The President adjourned the Senate without a day.

FINIS.

